

STATE REPORTER

Box 749
Helena, Montana

KATHERINE ORCHARD

LEGISLATIVE REVIEW

1969

CHAPTER 1.....relates to the organization and procedures of
HB 2 the Forty-first Legislative Assembly; pre-
scribes duties and compensation of employees.

Introduced by
Harrison,
Spilde Effective upon passage and approval. Jan. 14.

CHAPTER 2.....relates to the state mosquito control advisory
HB 16 committee, providing that the committee shall
have membership from the state entomologist,

Introduced by
Haines,
Asbjornson state department of health, and the depart-
ments of agricultural engineering, agronomy
and soils, of Montana State University; such
committee to furnish advice to county districts
in connection with their programs, on request.

Amends § 16-4209.
No effective date. * Jan. 24.

CHAPTER 3.....increases the minimum fee for public adminis-
HB 6 trators from \$5.00 to \$25.00

Introduced by
Harrison Amends § 91-628.
No effective date. Jan. 24

CHAPTER 4.....provides that the audit charge made by the
SB 7 legislative auditor for auditing state agencies
financed by earmarked funds shall be "not more

Introduced by
Mackay and
others than \$75 per audit staff person per day", re-
vising the statute which read "not more than
\$75.00 per day".

Amends § 79-2313.
No effective date. Jan. 29.

CHAPTER 5.....increases the fee for mailing a complete set of
SB 12 legislative documents to \$75.00 from \$50.00 for
ordinary mail, \$100.00 from \$80.00 for airmail.

Introduced by
McGowan and
others Amends § 43-902.
Effective upon passage and approval. Jan. 29.

*R.C.M. 1947, § 43-507, July 1 of year of passage.

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- CHAPTER 6.....provides that loans and investments secured by
SB 42 obligations of the United States having a value
of 100% of the amount thereof shall not be con-
sidered as money borrowed in limitations on loans
made by state banks.
Introduced by Hafferman and others
Amends § 5-523.
No effective date. Jan. 29.
- CHAPTER 7.....restricts the operation of state fish and game
HB 54 license agents to a single business location as
stated in the agents' certificates of appointment
and provides for revocation of license upon dis-
continuance of business at the stated location.
Introduced by White and others
Amends § 26-223.
Effective upon passage and approval. Jan. 29.
- CHAPTER 8.....approves, legalizes and adopts the second re-
placement of Part 2 of Volume 1 and Replacement
Volume 2 (in two parts) of the Revised Codes of
Montana, 1947, as prima facie the laws of Montana.
Introduced by Judiciary Committee
Effective upon passage and approval. Jan. 29.
- CHAPTER 9.....changes the age of tax records that may be de-
stroyed by the state board of equalization from
more than five years old to more than three years
old.
Introduced by Laas and Kolstad
Amends § 84-724.
Effective upon passage and approval. Jan. 29.
- CHAPTER 10.....regulates the importation of salmonid fish and
HB 51 eggs into the state, requiring that they be
certified as free from certain diseases, setting
out contents of certificate.
Introduced by Warfield and others
Effective upon passage and approval. Jan. 29.
- CHAPTER 11.....provides for reimbursement to the state general
SB 6 fund for costs of central services financed from
Introduced by Mackay and others
the general fund provided to agencies operating
with non-general fund monies; provides for a
board of review to determine the amounts of such
reimbursements and procedure to be followed.
No effective date. Jan. 30.
- CHAPTER 12.....increases to \$2.00 from \$1.00 the fee charged by
HB 115 the general recorder of marks and brands for the
filing and listing of notices of security agree-
ments.
Introduced by Carl M. Smith (by request)
Amends § 52-322.
No effective date. Jan. 30.

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- CHAPTER 13.....increases to \$10.00 from \$8.00 the fee charged
HB 116 by the general recorder of marks and brands for
the recording of each new mark or brand, and to
Introduced by \$10.00 from \$4.00 the fee for transfer or re-
Carl M. Smith recording of each mark or brand.
(by request) Amends § 46-609.
No effective date. Jan. 30.
- CHAPTER 14.....provides for submission to the electors of Montana
HB 43 an amendment to Section 2, Article IX, of the
Montana Constitution, changing the age at which
Introduced by persons are entitled to vote from 21 to 19 years.
Harrison and others Jan. 31.
- CHAPTER 15.....provides that the state controller shall not
HB 76 approve a claim for printing unless a purchase
order has been prepared prior to ordering the
printing or written approval has been given by
the state purchasing agent to order the printing
without preparation of a purchase order.
Amends § 82-1910.
No effective date. Feb. 3.
- CHAPTER 16.....relates to the powers and duties of the commis-
HB 20 sioner of insurance, providing that he may impose
a fine not to exceed \$5,000 upon violators of
the Montana Insurance Code, except that the fine
imposed upon agents or adjusters in cases of
violations shall not exceed \$500.00.
Amends § 40-2709.
No effective date. Feb. 4.
- CHAPTER 17.....enacts the "Multistate Tax Compact" to facilitate
SB 5 determination of state and local tax liability of
multistate taxpayers; includes equitable apor-
tionment of tax bases and settlement of apportion-
ment disputes; promotes uniformity in significant
components of tax systems.
Effective when enacted into law by any
7 states, effective upon enactment if
7 states already have adopted compact. Feb. 6.
- CHAPTER 18.....requires the secretary of state to prepare a
SB 36 certified roster of the members of the Senate
and House from which roster the roll call of
members of each body will be called when organ-
izing the Senate and house, to facilitate
organization of both houses.

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- Amends §§ 43-207, 43-208.
Repeals § 43-206.
No effective date. Feb. 7.
- CHAPTER 19.....requires the governor, rather than the state board of equalization, to determine the state property tax rate necessary to raise revenue required by the legislative assembly for state purposes.
SB 26
Introduced by Groff and others
Amends § 84-713.
No effective date. Feb. 10.
- CHAPTER 20.....declares the sapphire and the Montana agate to be the official Montana state gem stones.
SB 107
Introduced by Turnage and others No effective date. Feb. 10.
- CHAPTER 21.....requires the secretary of state to prepare a statement setting forth the vote by which a referendum measure passed each house of the legislature and that it was signed by the governor; further provides that such statement shall precede the attorney general's statement on printed ballots.
SB 230
Introduced by Anderson, Haughey
Amends § 37-104.1.
No effective date. Feb. 10.
- CHAPTER 22.....provides that all property within a mosquito control district be taxed for purposes of the mosquito control fund. (The tax was previously levied on real property.)
HB 114
Introduced by M. Holtz and others
Amends § 16-4210.
No effective date. Feb. 10.
- CHAPTER 23.....provides that administrative costs of the Montana judges' retirement system be paid from the judges' retirement account rather than from the general fund.
SB 52
Introduced by Bertsche and others
Amends § 93-1110.
No effective date. Feb. 13.
- CHAPTER 24.....requires trustees appointed by will, deed or agreement to render an annual statement to the beneficiaries thereof; provides for the filing by trustees in the district court of the county of their residence of an intermediate account and final account; provides for accounting upon
SB 62
Introduced by Turnage and others

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request of any beneficiary and hearing thereon; provides for continuing jurisdiction of court.

Amends § 91-4201.
No effective date.

Feb. 13.

CHAPTER 25.....sets a minimum of \$100 as compensation payable to guardians of incompetent veterans.
SB 63

Introduced by Amends § 91-4812.
Turnage and No effective date.
others

Feb. 13.

CHAPTER 26.....deletes the requirement that applicants for a chauffeur's license must furnish a certificate of good character and habits before a license
SB 70 may be issued.

Introduced by Amends § 31-128.
Rehberg No effective date.

Feb. 13.

CHAPTER 27.....amends the guardianship law relating to the sales of mortgages of ward's property, providing that where the sale price is \$5,000 or less payment

Introduced by must be cash; sales where the price exceeds
Groff, Dzivi \$5,000, deferred payments may be extended not to exceed 20 years.

Amends § 91-5015.

Effective upon passage and approval. Feb. 13.

CHAPTER 28.....adds motorcycle endorsement to applications for instruction permit, operator's or chauffeur's license; provides that when applicants for any

Introduced by licensed by any other jurisdiction, the highway
Selstad patrol board shall request a copy of applicant's driving record and such driving record shall become a part of the driver's record in Montana.

Amends § 31-130.
No effective date.

Feb. 13.

CHAPTER 29.....allows boards of county commissioners to establish curfew hours for minors within the confines of unincorporated cities and towns of their res-

Introduced by pective counties, provides penalty upon conviction
Turnage and by a fine in any sum not exceeding \$10.00.
others

No effective date.

Feb. 13.

CHAPTER 30.....raises from \$1,000 to \$2,000 the maximum face amount of life insurance policies bearing the
HB 19

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Introduced by words "Industrial Policy" which may be considered "Industrial Life Insurance".
Forester,
Knudsen

Amends § 40-3802.
No effective date.

Feb. 13.

CHAPTER 31.....provides that credit life and credit disability insurance sold in connection with a loan or other credit transaction of more than ten (increased from five) years not be subject to the credit life and credit disability provisions of the Montana Insurance Code.

Amends § 40-4203.
No effective date.

Feb. 13.

CHAPTER 32.....increases the fee for insurers' annual continuation of certificate of authority to \$300 from \$25.00.
HB 55

Introduced by Jordan and others
Amends § 40-2726.
No effective date.

Feb. 13.

CHAPTER 33.....empowers the oil and gas conservation commission, upon application, to determine the need for and to make orders providing for

the operation as a unit of one or more pools or parts thereof in a field, for pressure maintenance or secondary recovery purposes, provides what such order shall contain and for amendment of orders and provides that no order shall be effective except after approval by 80% of the parties involved within six months.

Effective upon passage and approval. Feb. 13.

CHAPTER 34.....requires any person operating a livestock market which must have a certificate issued by the Montana livestock commission under §

HB 185
Introduced by Staigmiller and others
46-908 to issue a receipt to any person, firm, partnership, or corporation selling livestock through a livestock market showing the number and description of livestock he has consigned for sale.

No effective date.

Feb. 13.

CHAPTER 35.....provides for the issuance of market consignment or transportation permits for the shipment of livestock to a shipping point duly

HB 256
Introduced by approved by the Montana livestock commission

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- Casey and others where a livestock inspector is available for inspection in an adjoining county (removing the reference to a "railroad" shipping point); authorizes the Montana livestock commission to make rules and regulations necessary to carry out the provisions of the Act.
- Amends § 46-802.
No effective date. Feb. 14.
- CHAPTER 36.....provides for reciprocity with other states in effecting collection of unpaid unemployment compensation contributions and authorizes the institution of legal action in Montana on behalf of other states.
- Introduced by Feisthamel and others Amends § 87-136.
No effective date. Feb. 19.
- CHAPTER 37.....deletes the requirement that the unemployment compensation commission find that "there were no twenty different days, each day being in a different week within the preceding calendar year within which such employment unit employed one or more individuals in an employment subject to this Act" in order that an employing unit cease to be an employer subject to the Act; adds securities salesmen to those excluded from the Act.
- Introduced by East (by request) Amends §§ 87-110, 87-148.
No effective date. Feb. 19.
- CHAPTER 38.....relating to penalties for false representation to obtain or increase unemployment compensation benefits, providing for a discretionary disqualification period of from ten to fifty-two weeks (rather than twelve months) from the date of finding of such misrepresentation by the board.
- Introduced by East (by request) Amends § 87-145.
No effective date. Feb. 19.
- CHAPTER 39.....allows trains to be made up of both passenger and freight cars by repealing section imposing a penalty for running railroad trains with freight cars coupled behind passenger cars.
- Introduced by Wayrynen and others Repeals § 94-35-176.
No effective date. Feb. 19.
- CHAPTER 40.....changes the designation of time when county assessors shall assess property from 12 midnight to 12 m.

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Introduced by Amends § 84-406.
Laas, Brown- Effective upon passage and approval. Feb. 19.
lee

CHAPTER 41.....deletes the requirement that political candidates and treasurers of their political committees must submit vouchers for all campaign expenditures over \$5.00 and substitutes the requirement of verified accounts for all expenditures over \$5.00.

Introduced by Steele and others
Amends § 94-1431.
No effective date. Feb. 19.

CHAPTER 42.....provides for the selection by the highway patrol drivers' examining board of a deputy chief examiner, such deputy chief examiner to have the rank of lieutenant.

Introduced by Dye (by request)
Amends § 31-117.
No effective date. Feb. 20.

CHAPTER 43.... the "1969 Bond Validating Act."
HB 145 Effective upon passage and approval. Feb. 20.

Introduced by Harrison

CHAPTER 44.....provides for licensing nonresident insurance agents of other states which grant reciprocal privileges to Montana agents; amends sections setting out qualifications of insurance agents to insure that such sections apply to resident agents only.

Introduced by Harrison
Amends §§ 40-3308 - 40-3311, 40-3313,
40-3321, 40-3328.
No effective date. Feb. 20.

CHAPTER 45.....adds to the notice requirements for the creation or change of boundaries of fire districts by requiring that the board of county commissioners

Introduced by Zimmer and others
mail a copy of the notice by first class mail to each freeholder in the district at the address shown in the assessment roll.

Amends § 11-2008.
Effective upon passage and approval. Feb. 20.

CHAPTER 46.....raises the value of fire-fighting equipment of a volunteer fire department in unincorporated towns to \$2,500 (from \$750) in order for the members of such company to receive credit

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Zimmer and others for annual service toward participation in the volunteer firemen's pension plan; adds class 10 to the rating classes by the board of fire underwriters for the purpose of fire insurance premium rates for eligibility.

Amends § 11-2023. Feb. 20.
No effective date.

CHAPTER 47.....SB 13 directs the state controller to provide a new governor-elect with office space, furnishings, supplies, equipment, telephone service, necessary staff, funds and other necessary assistance to provide for orderly transition of state government.

Introduced by Bertsche and others No effective date. Feb. 20.

CHAPTER 48.....SB 28 revises qualifications and requirements for persons desiring to receive a certificate of registration to practice barbering; raises compensation of members of the board of barber examiners from \$15 to \$25 per day while attending board meetings; changes the date of annual report of board from December 31 to June 30; provides for practical examinations of applicants for apprentice cards at least four times each year; raises the fee to be paid by an apprentice for an apprentice examination from \$15 to \$25; increases the annual license fee of barbers and apprentices from \$4 to \$5; increases the renewal fee for those who fail to renew by July 1st from \$5 to \$10; provides that licenses for barber shops, schools or colleges shall expire on July 1st of each year; provides penalty for failure of renewal of such licenses.

Introduced by McKeon Amends §§ 66-403, 66-408, 66-409, 66-411. Feb. 20.
No effective date.

CHAPTER 49.....SB 41 directs that the label on prescription drugs shall contain the name and strength of the drug, unless the prescriber otherwise specifies.

Introduced by Hazelbaker and others Amends § 66-1523. Feb. 20.
No effective date.

CHAPTER 50.....SB 57 adds recreation or tourist facilities and hospitals, long term care facilities or medical facilities to those projects authorized to be funded with the use of industrial development revenue bonds.

Introduced by Dzivi, Lyon

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Amends § 11-4101.

Effective upon passage and approval. Feb. 20.

CHAPTER 51.....provides for summary proceedings in lieu
SB 66 of probate for estates of less than \$10,000
where there is a surviving spouse or minor
Introduced by children; provides that such summary pro-
Sheehy ceedings shall not apply to estates of deced-
ents filed or pending in any court prior to
the effective date of this Act.

No effective date.

Feb. 20.

CHAPTER 52.....reduces from \$100 to \$25 the penalty a
SB 74 special fuel dealer or special fuel user
must pay when refusing or failing to file
Introduced by a return.

Selstad and
others

Amends § 84-1835.

Effective upon passage and approval. Feb. 20.

CHAPTER 53.,....creates the Montana Constitutional Revision
SB 111 Commission, a temporary state agency consist-
ing of 16 members, four from the house of
representatives, four from the senate, four
Introduced by to be appointed by the governor and four to
Turnage and
others be appointed by the supreme court; provides
duties and powers of such commission.

Effective upon passage and approval. Feb. 20.

CHAPTER 54.....prohibits the removal of any animal or ani-
SB 150 mals from any county in this state to a
location outside the state unless such ani-
mal shall have been inspected for brands and
Introduced by a certificate for such inspection by the
Moore and state stock inspector shall have been issued;
others delegates the duty for securing such inspections
of livestock to the person in possession of such
stock.

Amends § 46-801.

No effective date.

Feb. 20.

CHAPTER 55.....allows the state highway patrol board to issue
SB 156 instruction permits and temporary licenses to
persons of at least 13 years of age; deletes
the authorize for the holder of an instruction
Introduced by permit to operate a motorcycle.
Rehberg (by
request)

Amends § 31-129.

No effective date.

Feb. 20.

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CHAPTER 56.....repeals § 26-401, R.C.M. 1947, which was a
SB 227 statute for the protection of beaver and
regulated the taking thereof, thereby placing
beaver management under the general fish and
game statutes relating to fur-bearing animals.

Introduced by
Selstad and
others

Repeals § 26-401.

Effective Sept. 1, 1969,

Feb. 20.

CHAPTER 57.....provides that when the fire danger becomes so
SB 275 extreme that the governor upon the advice of
the state forester closes an area to trespass
because of fire danger, that area shall auto-
matically become closed to any hunting or fish-
ing and shall remain closed so long as the fire
closure remains in effect.

Introduced by
Rugg and
others

No effective date.

Feb. 20.

CHAPTER 58.....appropriates moneys from the Montana judges'
SB 51 retirement account to the public employees'
retirement board for reimbursement of the
general fund for costs of administering the
judges' retirement fund during the fiscal
biennium ending June 30, 1969.

Introduced by
Bertsche and
others

No effective date.

Feb. 20.

CHAPTER 59.....provides that a nonresident otherwise entitled
SB 79 to serve as administrator of a decedent's
estate may nominate a resident to serve as
administrator.

Introduced by
Lynch and
others

Amends § 91-1405.

No effective date.

Feb. 21.

CHAPTER 60.....repeals § 84-1813 and reenacts its language
SB 108 as a new § 84-1832.1 for the purpose of re-
moving the statute establishing a tax on diesel
fuel from the gasoline license tax laws and its
proper placement in the laws pertaining to
special fuel taxes; amends § 84-1832 to change
the reference to § 84-1813 therein to § 84-1832.1.

Introduced by
Hafferman

Repeals § 84-1813.

Amends § 84-1832.

Enacts § 1832.1.

No effective date.

Feb. 21.

CHAPTER 61.....pertains to bond requirements of special fuel
SB 109 users and dealers; provides for waiver of bond
requirements where any special fuel user estab-
lishes to the satisfaction of the board that no
tax, interest or penalties are accrued; pro-

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- Introduced by Hafferman vides for a minimum \$5,000 bond for any special fuel user awarded a contract in accordance with § 84-1832.1 (Ch. 60 above); provides for filing of monthly tax return by mail and for waiver of filing upon proper showing that no tax, interest or penalties are accrued.
- Amends §§ 84-1833, 84-1835.
No effective date. Feb., 21.
- CHAPTER 62.....authorizes jurisdiction of courts to liquidate the assets and affairs of corporations which were dissolved under corporate laws effective prior to the effective date of Chapter 198, Laws of Montana 1967 ("Montana Nonprofit Corporation Act"), and authorizes the court in such proceedings to make an order and decree of final distribution and liquidation, discharging receivers and all surviving directors.
- Amends § 15-2354, 15-2359.
Effective upon passage and approval. Feb. 21.
- CHAPTER 63.....authorizes United States immigration and naturalization service officers to carry concealed weapons without a permit.
- Introduced by Reber Amends § 94-3527.
No effective date. Feb. 21.
- CHAPTER 64.....relates to the sale of estate real property in probate, providing for a five-year term of payment when the sales price is \$5,000 or less and when the sales price exceeds \$5,000, deferred payments may be extended not to exceed 20 years.
- Introduced by Turnage and others Amends § 91-3009.
No effective date. Feb. 21.
- CHAPTER 65.....an Act to submit to the electors of the State of Montana at the general election in November 1970 the question whether the legislative assembly at the 1971 session shall call a constitutional convention in accordance with Article XIX, § 8, of the Montana Constitution.
- Introduced by McDonald and others an Act to submit to the electors of Montana an amendment to Article XIX, § 9, of the Montana Constitution to permit the legislative assembly to submit at the 1972, 1974 and 1976 general elections, in addition to the three amendments
- Feb. 21.

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Introduced by Haughey and others otherwise authorized, amendments providing for the reorganization of the executive department of government.

Feb. 21.

CHAPTER 67.....increases to \$5,000 from \$2,500 the value of SB 76 hospital and medical services allowable under the Workmen's Compensation Act.

Introduced by McKeon, Keenan Amends § 92-706.
No effective date.

Feb. 21.

CHAPTER 68.....relates to the order of priority of persons SB 80 entitled to administer estates (or persons nominated by them) of persons dying intestate, as well as persons dying testate without appointing an executor who qualified; specifies that relatives of decedents are entitled to priority only when they are entitled to succeed to the estate or some portion thereof; places a beneficiary under the will of the decedent in eighth place.

Amends § 91-1401.
No effective date.

Feb. 21.

CHAPTER 69.....increases the minimum teacher's retirement HB 12 allowance to \$1,500 (from \$1,200) for full retirement; makes \$1,500 (instead of \$1,200) the basis on which proportionate retirement

Introduced by Shively and others allowance is calculated, and allows an increase of 2% for each year on retirement from July 1, 1937, to June 30, 1967.

Amends § 75-2707.
No effective date.

Feb. 24.

CHAPTER 70.....increases the employer's contribution for HB 13 teacher's retirement fund to 4-1/2% (from 3.75%), the amount after July 1, 1979, to

Introduced by Shively and others be 4% (from 3.50%).

Amends § 75-2709.
No effective date.

Feb. 24.

CHAPTER 71.....provides for the creation of refuse disposal HB 26 districts by boards of county commissioners.

Introduced by M. E. Holtz and others Effective upon passage and approval. Feb. 24.

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CHAPTER 72.....relates to the tagging of carcasses of game animals, such tags as the fish and game commission prescribes to be furnished, and the date the animal was killed or taken to be cut out of the tag and attached to the animal.
HB 52
Introduced by Baeth

Amends § 26-202.2.

Effective upon passage and approval. Feb. 24.

CHAPTER 73.....validates judgments or decrees of courts prior to January 1, 1969, notwithstanding defects in the court proceedings.
HB 146
Introduced by Loble

No effective date.

Feb. 24.

CHAPTER 74.....validates certain instruments affecting real property which were erroneously executed or acknowledged prior to January 1, 1969.
HB 147
Introduced by McCulloch and Falkenstern

No effective date.

Feb. 24.

CHAPTER 75.....validates deeds and conveyances in sales of land and personal property made by trustees, executors, administrators and guardians prior to January 1, 1969, curing defects and irregularities in such sales.
HB 148
Introduced by Baeth

No effective date.

Feb. 24.

CHAPTER 76.....validates judicial sales of real property prior to January 1, 1969, curing defects or irregularities in the issuance of execution, manner of making or conducting the sale, or in the recitals or references in sheriff's deeds.
HB 158
Introduced by Nyquist (by request)

No effective date.

Feb. 24.

CHAPTER 77.....validates deeds and conveyances made prior to January 1, 1969, which are defective in execution or acknowledgment.
HB 161
Introduced by Kolstad

No effective date.

Feb. 24.

CHAPTER 78.....validates and confirms sales or dispositions heretofore made or attempted to be made by counties.
HB 163
Introduced by Speare

No effective date.

Feb. 24.

CHAPTER 79.....defines "Montana farm products" and "other farm products" and provides for the grading
HB 205

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Introduced by and labeling of same.

E. Smith and

others

Amends §§ 3-1401 - 3-1407, 3-1409, 3-1410.

No effective date.

Feb. 24.

CHAPTER 80.....increases to \$20.00 (from \$5.00) the licensing
HB 207 of a pharmacy as a "Certified pharmacy."

Introduced by Amends § 66-1508.

Stratton

No effective date.

Feb. 24.

CHAPTER 81.....increases the fee for registration of pharm-
HB 208 acists by reciprocity to \$50.00 (from \$25.00).

Introduced by Amends § 66-1506.

Stratton

No effective date.

Feb. 24.

CHAPTER 82.....increases to \$15.00 (from \$5.00) per day -
HB 209 the salary of the members of the state board
of pharmacy.

Introduced by

Stratton

Amends § 66-1505.

No effective date.

Feb. 24.

CHAPTER 83.....provides for the issuance by the state high-
HB 221 way commission of special permits for the
operation of vehicles of excess size and

Introduced by weight registered in other jurisdictions
Swan and and to dealers in implements of husbandry
others and self-propelled machinery which may be
transferred from unit to unit; specifies
when permits expire and increases to \$6.00
(from \$3.00) the cost of permits.

Amends § 32-1127.

No effective date.

Feb. 24.

CHAPTER 84.....permits persons 65 or over to fish and hunt
HB 226 game birds with a pioneer license issued by
the state fish and game commission for a fee

Introduced by of 15 cents; permits residents of all instit-
Bill Williams tutions except the state prison, under the
and others jurisdiction of the board of institutions to
fish without a license; permits any veteran
who is a patient at a hospital operated by
the veterans administration to fish with a
license issued by the head of the hospital,
the fee for such license to be 15 cents.

Amends § 26-202.1.

No effective date.

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- CHAPTER 85.....requires state fish and game wardens (state conservancy officers) to enforce the provisions of § 94-3308 (malicious injuries to freehold), § 94-3309 (injuring fences, building fires and hunting on premises of another when forbidden), and § 32-4410 (dumping garbage or other debris or refuse) on private lands where public recreation is permitted and gives them the power of peace officers in such enforcement; requires them to act as ex-officio fire wardens under § 81-1412 (providing for fire wardens in state forests).
- Introduced by Ulmer and Nugent
- No effective date. Feb. 24.
- CHAPTER 86.....requires payment of \$5.00 for replacement of motor vehicle Pioneer plates in the event of loss, mutilation or destruction.
- Introduced by Jurcich (by request)
- Amends § 53-120.
No effective date. Feb. 24.
- CHAPTER 87.....allows residents of Montana to purchase rifles or shotguns in a state contiguous to Montana and residents of contiguous states to purchase rifles or shotguns in Montana, provided that such persons conform to the Federal Gun Control Act of 1968 and applicable state laws.
- Introduced by Spilde and others
- Effective upon passage and approval. Feb. 24.
- CHAPTER 88.....increases the membership of the advisory board of the Montana law enforcement academy by including a representative of the Montana highway patrol, the Montana fish and game commission, the Montana livestock commission, and the tribal police of one of the Indian reservations located in Montana.
- Introduced by Dye
- Amends § 75-5205.
No effective date. Feb. 24.
- CHAPTER 89.....provides that four holidays plus Labor Day will be observed on Monday in accordance with Public Law 90-363, passed by the United States Congress. They are: Washington's Birthday--third Monday in February; Memorial Day--last Monday in May; Columbus Day--second Monday in October; Veterans' Day--fourth Monday in October.
- Introduced by Lundgren and others
- Amends § 19-107.
Effective January 1, 1971. Feb. 24.

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CHAPTER 90.....allows the state fish and game commission to set seasons for the taking of walleyed pike, sauger, northern pike and nongame fish and the taking of them with spear or gig.

Introduced by Knudsen and others Amends §§ 26-301, 26-332.
No effective date. Feb. 24.

CHAPTER 91.....provides that the state controller may (rather than "shall") pre-audit liquidated or settled claims against the state and that he shall not make any charge against any appropriation unless the balance of the appropriation is available and adequate.

Introduced by Bardanoue and Nichols (by request) Amends § 82-109.2.
No effective date. Feb. 24.

CHAPTER 92.....includes unmarried full-time students under the age of 21 attending accredited schools in the definition of "beneficiary" and dependent stepchildren in the definition of "child" under the Workmen's Compensation Act.

Introduced by Himsl and others Amends §§ 92-413, 92-417.
No effective date. Feb. 24.

CHAPTER 93.....establishes uniform requirements for preparing and filing biennial reports for all state executive agencies.

Introduced by Bardanoue and others Amends §§ 1-202, 3-106, 3-2914, 4-227, 5-902, 12-404, 26-124, 27-306, 32-2409, 41-803, 41-906, 44-403, 46-2306, 60-127, 62-504, 66-109, 66-408, 66-513, 66-904, 66-1009, 66-1311, 66-1410, 66-1504, 66-2203, 66-2334, 69-4106, 70-111, 71-209, 75-107, 77-120, 80-1405, 81-1411, 82-111, 82-302, 82-1002, 82-1519, 82-3606, 87-120, 92-118, 94-9824, 82-1916.
Repeals §§ 40-2712, 41-1607, 41-1608, 46-106, 46-242, 66-2106, 72-138, 75-1309, 75-1310, 81-206, 81-1702.4, 82-804.3, 82-2704, 82-3506, 82-3708.
No effective date. Feb. 24.

CHAPTER 94.....revises the general fiscal duties of the state auditor; to generally update the accounting duties of the state auditor in keeping with present Montana law.

Introduced by Mathers and others Amends §§ 79-101, 79-102, 79-108, 79-109.
Repeals § 79-107.
Effective upon passage and approval. Feb. 24.

Legislative Review 1969

CHAPTER 95.....provides for the establishment and operation
SB 33 of a central payroll system for all state
agencies.

Introduced by
Bertsche and others No effective date.

Feb. 24.

CHAPTER 96.....increases the amount paid by counties for
SB 35 burial of deceased service men and women
to \$250 (from \$150) and the amount for burial
of deceased female residents of the Montana
veterans' home to \$250 (from \$100).

Introduced by
McKeon and others Amends § 71-120.
No effective date.

Feb. 24.

CHAPTER 97.....provides for the registration of subdivided
SB 38 lands situate outside of Montana for sale or
disposition within Montana, providing require-

ments for such registration, naming the Mon-
tana real estate commission to administer the
Act; provides exemptions. This is the "Foreign
Land Sales Practices Act."

No effective date.

Feb. 24.

CHAPTER 98.....provides that upon redeposit, for the purpose
SB 56 of reinstatement of membership, of contribu-
tions withdrawn from the public employees'

Introduced by
James and others retirement fund, the member pay the amount
withdrawn plus an amount equal to the interest
which would have been credited to his account
had the member not withdrawn his contributions
upon termination of membership.

Amends § 68-709.
No effective date.

Feb. 24.

CHAPTER 99.....the "Weights and Measures Act of Montana,"
SB 61 provides for a system of weights and measures,
regulates the sale of commodities by weight

Introduced by
Mackay,
McDonald and measure; provides for enforcement.

Repeals §§ 90-101 - 90-119, 90-120 - 90-129,
90-131, 90-133 - 90-143, 90-145 - 90-152, 90-
601 - 90-620, 3-202, 3-2432, 3-2433, 11-958,
50-603, 50-408, 50-409.

No effective date.

Feb. 24.

CHAPTER 100....provides for the creation of conservancy dis-
SB 67 tricts for the conservation and development of
water and land resources of Montana; provides

Legislative Review 1969

Introduced by for their establishment and operation.

McGowan and
others

Effective upon passage and approval. Feb. 24.

CHAPTER 101....consolidates the offices and functions of the budget director and state controller by providing that the state controller shall be ex-

officio the budget director.

Introduced by

Groff, Mackay

Amends §§ 79-1012, 82-3306.

No effective date.

Feb. 24.

CHAPTER 102....provides a procedure for voluntary admission

SB 75

to the state hospital at Warm Springs which does not require approval of a district judge;

Introduced by
McGowan,
Bennett

provides for a 60-day compulsory period of detention unless earlier released on convalescent status or discharged and provides that proceedings for judicial commitment need not be commenced unless there is a request in writing for release after the 60-day compulsory detention.

Repeals §§ 38-406, 38-410.

No effective date.

Feb. 24.

CHAPTER 103....reduces the percentage of qualified electors

SB 85

required to authorize a school district bond issue from 40% to 30% providing that at least

Introduced by
Cotton and
others

60% of the 30% voting vote for the proposition.

Amends § 75-3914.

Effective upon passage and approval.

Feb. 24.

CHAPTER 104....allows in-hospital medical staff committees

SB 96

access to records, information and other data relating to the condition and treatment of

Introduced by
James and
others

patients for research purposes; provides that all such data shall be confidential and shall not be admissible as evidence in any judicial proceeding except records dealing with a patient's hospital care and treatment.

Effective upon passage and approval.

Feb. 24.

CHAPTER 105....provides that all authorized carriers within the state may lease power equipment for the purpose of performing transportation movements

Introduced by
Sheehy

subject to the jurisdiction of the board of railroad commissioners and providing regulations for such leasing.

Adds § 8-103.1.

No effective date.

Feb. 24.

Legislative Review 1969

CHAPTER 106....allows authorized common carriers to enter
SB 101 into interchange agreements for equipment
with other common carriers; provides for
Introduced by joint applications to the board of railroad
Sheehy commissioners and regulations concerning such
agreements; prohibits interchange agreements
between Class C contract carriers.

Adds § 8-103.2.
No effective date.

Feb. 24.

CHAPTER 107....allows authorized carriers within the state
SB 102 to lease operating certificates or any in-
tegral segment thereof; requires approval
Introduced by of the board of railroad commissioners and
Sheehy provides regulations for such contracts or
leases.

Adds 8-103.3.
No effective date.

Feb. 24.

CHAPTER 108....creates a state archives in the Montana
SB 123 historical society; provides for appointment
of a state archivist.

Introduced by
James and
others
No effective date.

Feb. 24.

CHAPTER 109....allows boards of county commissioners to
SB 157 combine elections for county water and sewer
districts; provides regulations for such com-
bined elections.

Introduced by
Rehberg
Adds § 16-4535.
Effective upon passage and approval.

Feb. 24.

CHAPTER 110....changes the method of drawing jurors by elim-
SB 160 inating the word "capsules" and substituting
the word "numbers"; eliminates jury boxes
numbered 2 and 3 and provides procedure for
drawing numbers; adds a subsection to provide
that no person shall be asked to serve on more
than one term during any year unless all the
numbers in jury box No. 1 have been drawn and
no other qualified jurors are available; allows
the judge discretion to order the prospective
jurors notified by telephone by the clerk of
court or by summons by the sheriff.

Amends §§ 93-1404, 93-1503.
Repeals §§ 93-1504 - 93-1506, 93-1510, 93-1511.
No effective date.

Feb. 24.

Legislative Review 1969

- CHAPTER 111....relates to limited partnerships to provide
SB 181 that certificates of such partnerships shall
be filed with the county clerk and recorder
of the county, if any, in which the principal
place of business is located, and in the of-
fice of the secretary of state; eliminates
limited partnerships from the fictitious
name statutes.
- Introduced by Haughey,
Turnage
- Amends §§ 63-601, 63-603, 63-702, 63-906.
No effective date. Feb. 24.
- CHAPTER 112....prohibits littering on privately owned prop-
erty where hunting, fishing or other recre-
ation is permitted, excepts the owner or his
agent or those disposing of debris or refuse
with the owner's consent; increases the maxi-
mum fine for littering from \$25 to \$100;
authorizes game wardens to enforce provisions
of littering law on public recreational prop-
erty and private property where public recre-
ation is permitted.
- Introduced by Mitchell and
others
- Amends § 32-4410.
No effective date. Feb. 24.
- CHAPTER 113....provides for the management of state-owned
SB 211 lands under the multiple-use concept, defined
as the management of all resources so that
they are utilized in that combination best
meeting the need of the people.
- Introduced by Mitchell and
others
- Amends § 81-103.
No effective date. Feb. 24.
- CHAPTER 114....allows boards of county commissioners to
SB 216 purchase or lease motor vehicles from county
funds for the use of the county sheriff or
his agents and to pay for operation and main-
tenance of those vehicles from county funds;
provides that mileage paid to sheriffs whose
vehicles are provided by the county shall be
paid to the county treasurer.
- No effective date. Feb. 24.
- CHAPTER 115....allows the registrar of motor vehicles to
SB 259 microfilm conditional sales contracts and
chattel mortgages and records pertaining
thereto and the original destroyed when the
same have ceased to be liens on the motor
vehicles described therein.
- Introduced by Keenan
- Amends § 53-101.
No effective date. Feb. 24.

Legislative Review 1969

CHAPTER 116....increases from 30 days to 60 days the period
SB 273 any person applying for a renewal of regis-
tration of motor vehicles may use a temporary
Introduced by windshield sticker issued by the county
Groff treasurer upon registration or reregistration
of a motor vehicle transfer.

Amends § 53-108.
No effective date.

Feb. 24.

CHAPTER 117....provides for the issuance of a one-day fish-
HB 73 ing license to a nonresident who is a holder
of a valid wildlife conservation license, upon
Introduced by payment of \$1.00.
Murphy and
Lundgren

Effective May 1, 1969.

Feb. 26.

CHAPTER 118....creates a state board of public accountancy
SB 22 and prescribes its powers and duties; provides
for the licensing and regulating of the prac-
tice of public accounting.
Introduced by
Turnage and
others

Repeals §§ 66-1801 - 66-1807, 66-1809 - 66-1812.
No effective date.

Feb. 26.

CHAPTER 119....allows a surviving spouse to collect from
SB 65 financial institutions any money held to the
credit of the decedent, not to exceed the
total sum of \$1,000, without procuring letters
testamentary or of administration, upon fur-
nishing such institution an affidavit showing
the right of affiant to receive such money,
and where the value of the estate does not
exceed \$5,000.

No effective date.

Feb. 26.

CHAPTER 120....requires that rules adopted by the state fire
SB 134 marshal be reasonable and calculated to effect
the purposes of the Act; provides that any
person violating any rule made under the pro-
visions of this section shall be guilty of a
misdemeanor.

Amends § 82-1202.1.
No effective date.

Feb. 26.

CHAPTER 121....relates to the letting of bids for county
SB 304 purchases, includes the purchase of motor
vehicles, road machinery and other machinery
in those purchases requiring that bids be let
and increases the value of the purchase to \$2,500
(from \$1,000) over which bids must be let and

Legislative Review 1969

allows payment over a period of five (increased from three) years.

Amends § 11-1202.
No effective date.

Feb. 26.

CHAPTER 122.... allows governing bodies of airports to set up
SB 309 an annual reserve fund in their annual budget
to establish a reserve fund to resurface, overlay, or improve existing runways, taxiways and ramps; requires that the necessity for such improvements be based upon competent engineering estimates and that the funds be expended at least within each ten-year period and that the fund not exceed a competent engineering estimate of the costs; provides for the investment of the fund and states "The above provisions, notwithstanding other budget control measures, and due to the uniqueness of the subject matter, and are hereby declared necessary in the interests of the public health and safety."

Amends § 1-804.
No effective date.

Feb. 26.

CHAPTER 123.... the "Dredge Mining Regulation and Land Preservation Act"; designates the state board of health as administrative agency of the Act,

SB 315
Introduced by Reber and others provides for making application to the board for a permit in order to conduct dredge mining operations; provides for fees, standards, water treatment, hearings and penalties.

No effective date.

Feb. 26.

CHAPTER 124.... provides that interest and income earned from investment of the social security contribution account in excess of that needed for the purposes set forth in the section may be credited

SB 166
Introduced by James, Goodheart provides to the earmarked revenue funds of the state agency for purposes of administering the state agency.

Amends § 59-1105.

Effective upon passage and approval. Feb. 26.

CHAPTER 125.... authorizes the shareholders of a corporation (by a vote of the holders of the number of shares required to change the articles of incorporation) upon a meeting duly called, to

SB 196
Introduced by Turnage amend the articles of incorporation to give the board of directors general authority to sell, lease, exchange or otherwise dispose of

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the property and assets of the corporation,
other than in the regular course of business.

Amends § 15-2272.
No effective date.

Feb. 26.

CHAPTER 126....permits a municipal corporation having a
SB 55 population of more than 5,000 and less than
7,500, by resolution adopted by the city
council, to be either a second class city or
a third class city.

Introduced by
Thiessen and
others

Amends § 11-201.
No effective date.

Feb. 26.

CHAPTER 127....requires the removal of license plates from
SB 97 motor vehicles upon transfer of ownership and
authorizes the transfer of such plates from
the original motor vehicle to another motor
vehicle acquired during current registration
year upon proper application and payment of
fees and taxes; requires new application and
registration for all motor vehicles transferred
within ten days; requires that owner's certi-
ficate of registration be carried in all ve-
hicles.

Introduced by
Graham and
others

Amends §§ 32-3203, 53-106, 53-106.6, 53-107,
53-108, 53-115, 53-119.

No effective date.

Feb. 26.

CHAPTER 128....authorizes the incorporation of development
SB 252 credit corporations for the purpose of pro-
moting, developing and advancing the prosperity
and economic welfare of the state; specifies
powers and duties of such corporations.

Introduced by
Reber and
others

No effective date.

Feb. 26.

CHAPTER 129....provides for the creation of interlocal co-
SB 293 operation commissions to consider and pro-
pose means of improving essential local govern-
mental services in Montana; states the public
policy of the state to provide for the resi-
dents the means of improving their local
governments so that essential services can be
provided more effectively and economically;
sets out the provisions for organizing the
commissions.

Effective upon passage and approval. Feb. 26.

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- CHAPTER 130....provides for the control and regulation of roadside menageries or zoos by the state fish and game commission.
SB 20
Introduced by Flynn and others
No effective date. Feb. 27.
- CHAPTER 131....prescribes the method of legal description and plan to be used by the state highway commission for new, reconstructed or controlled access highways.
HB 15
Introduced by Harrison and Dye
Amends § 32-2413.
Effective upon passage and approval. Feb. 27.
- CHAPTER 132....changes the name of the Unemployment Compensation Commission to the "Employment Security Commission" and names the two co-ordinate divisions as the "state employment service division" and the "unemployment insurance division."
HB 25
Introduced by East (by request)
Amends §§ 87-117, 87-118.
No effective date. Feb. 27.
- CHAPTER 133....removes the requirement that an out of state resident must be licensed as a chauffeur in this state in order to be employed as a chauffeur by a resident of this state.
HB 45
Introduced by Dye (by request)
Amends § 31-126.
No effective date. Feb. 27.
- CHAPTER 134....provides for the protection, conservation and management of the grizzly bear as a rare species of Montana wildlife and gives the fish and game commission authority to promulgate such regulations as may be necessary for its protection; provides that, upon the killing of a grizzly bear, such parts of it as the commission shall demand for scientific purposes must be delivered to an officer or employee of the commission as soon as possible after removal, the commission to return to the licensee any bone structure and skull within one year upon written request, the hide to be returned immediately.
HB 53
Introduced by Staigmiller
Amends § 26-307.
Effective upon passage and approval. Feb. 27.
- CHAPTER 135....authorizes the state fish and game commission to designate lands under its control as state parks, state historical sites, state monuments, or by such other designation as it deems appropriate,
HB 57

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Introduced by Nugent and others or to de-designate any area, and to name or change the name of any area as designated and allows leasing of such lands.

Amends § 62-304.

Effective upon passage and approval. Feb. 27.

CHAPTER 136....provides that the boundaries of the jurisdictional area of city-county planning boards can be extended further than 4-1/2 miles upon petition signed by 5% of the resident freeholders living therein, notice and hearing; limits the extension of such boundaries to 12 miles beyond the city limits.

Amends § 11-3830.

No effective date.

Feb. 27.

CHAPTER 137....refers to the authority of the highway patrol board to suspend the license or driving privilege of an operator or chauffeur without preliminary hearing, deletes the discretionary suspension authorized for an offense for which mandatory revocation is required upon conviction; clarifies the definition of unlawful or fraudulent use of driver's license by referring to § 31-153 which sets out the unlawful use of licenses.

Amends § 31-147.

No effective date.

Feb. 27.

CHAPTER 138....provides for the assessment of a penalty of 2/3 of 1% per calendar month for failure to file mines net proceeds tax statement of yield; authorizes extension of time for filing statement and provides the penalty shall constitute a lien upon the interest of the operator in the mine or mining claim, provides for the collection of same.

Amends §§ 84-5402, 84-5405.

No effective date.

Feb. 27.

CHAPTER 139....provides that a graduate of a Montana high school whose parents have resided in the state for at least one full year of the two years immediately preceding his graduation from high school shall be entitled to classification as a resident student for tuition and fee purposes for a period not to exceed four academic years provided he remains in continuous attendance at a unit of the university system for such period of time.

Amends § 75-506.3, 75-506.4, 75-506.7.

No effective date.

Feb. 27.

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CHAPTER 140....provides for an annual license fee, \$5.00 for
HB 175 retailers, \$50.00 for wholesalers of cigarettes,
 provides for the disposition of fees, adminis-
Introduced by tration of the Act by the state board of equali-
Goan, Healy zation and provides penalties for violation of
 the cigarette laws; abolishes the war veterans'
 compensation fund and transfers moneys in the
 fund to a subfund in the bond proceeds and in-
 surance clearance fund.

Repeals §§ 84-5601 - 84-5605, 84-5607 - 84-5623.
No effective date. Feb. 27.

CHAPTER 141....creates an interim committee to conduct a comprehensive study of the administration and operation of the Montana highway department in cooperation with the Montana highway commission.
HB 285
Introduced by

Introduced by Egan and others cooperation upon passage and approval. Feb. 27.

Effective upon passage and approval. Feb. 27.

CHAPTER 142....requires corporations to file reports of changes
HB 287 in federal taxable income; provides for extending

Introduced by Bardanouve and others the time for assessment or tax when the required reports are not filed as prescribed; requires the filing of copies of federal income tax returns upon request by the state board of equalization.

Amends §§ 84-1508.2, 84-1517.

Effective upon passage and approval. Feb. 27.

CHAPTER 143....deletes the requirement that the state board of HB 308 equalization publish each year rules and regu-

Introduced by corporation income within and without the state Watt and requires publication not less than once every three years of such rules and regulations; provides that corporations may not change apportionment by formula to separate accounting or vice versa without first obtaining permission from the board.

Amends § 84-1503.

No effective date. Feb. 27.

CHAPTER 144....reduces from six weeks to one week the time that HB 313 a disability must continue for compensation to

Introduced by Lee and others
has no dependent residing in the United States and reduces the time from three weeks to one week for injured employees who have dependents residing within the United States.

Amends § 92-707.

No effective date.

Feb. 27.

Legislative Review 1969

CHAPTER 145....makes permanent the state law enforcement communications system; provides for a state law enforcement typewriter communications committee; prescribes duties of the state attorney general in administering the Act.
HB 340
Introduced by Spahr and Glennen

No effective date.

Feb. 27.

CHAPTER 146....increases the maximum interest rates of long-range building program bonds from 5% to 5-1/2%; increases the maximum amount of such bonds which may be issued from \$13,500,000 to \$18,000,000 over and above the amount of such bonds previously authorized.
HB 402
Introduced by Cranston and others

Amends §§ 79-2202, 79-2205.

Effective upon passage and approval. Feb. 27.

CHAPTER 147....authorizes the state board of equalization to issue a waiver of inheritance tax in the event of the death of any person leaving real property or personal property in joint tenancy with a surviving spouse if the value of the property of the decedent is less than the inheritance exemption allowed by law to the surviving spouse.
HB 408
Introduced by Murphy

No effective date.

Feb. 27.

CHAPTER 148....clarifies the purposes for which the state controller may authorize state agencies to establish and maintain contingent revolving accounts by setting out such payments as: minor invoices, invoices for which discount period is too short to take advantage of discount if payment is made by warrant, freight and express charges, travel advances, postage, publications requiring remittance to accompany the order, and cash change funds.
HB 428
Introduced by Gerke

Amends § 79-602.

No effective date.

Feb. 27.

CHAPTER 149..., raises from 40% to 50% the percentage of property owners required to effectively protest the creation of special improvement districts in cities and towns.
HB 430
Introduced by Scott and others

Amends § 11-2206.

Effective upon passage and approval. Feb. 27.

CHAPTER 150....decreases from one year to six months the time within which a woman may file her renun-

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- Introduced by Speare ciation and elect to take against the will of her deceased husband.
- Amends § 22-108.
No effective date. Feb. 27.
- CHAPTER 151....reduces the permit fee of applicants for permits to engage in weather modification and control activities from 1-1/2% to 1% of the estimated cost of such operation.
- Introduced by Aspevig and others Amends § 89-324.
No effective date. Feb. 27.
- CHAPTER 152....relates to the Montana Business Corporation Act, defines "registered agent" as the person appointed as an agent of the corporation upon whom process, notice or demand may be served; provides that no tax clearance certificate is needed before the filing of a decree of dissolution in an action brought by the attorney general; provides that certain documents may be certified rather than authenticated; adjusts fee schedules in the Montana Nonprofit Corporation Act.
- Introduced by Scott (by request) Amends §§ 15-2202, 15-2285, 15-22-104, 15-22-109, 15-22-110, 15-22-121, 15-2383.
Effective upon passage and approval. Feb. 27.
- CHAPTER 153....provides for a more equitable apportionment of the liquor license tax by directing the Montana liquor board to make such regulations as are necessary to apportion that proportion of license tax generated by purchases of liquor by a retail liquor licensee for use in his business to the county where the licensed establishment is located.
- Introduced by Marks and others Amends § 4-240.
No effective date. Feb. 27.
- CHAPTER 154....increases juror's compensation in courts not of record and at coroner's inquests from \$3.00 to \$5.00 per day.
- Introduced by Polich and others Amends § 25-403.
No effective date. Feb. 27.
- CHAPTER 155....changes the word "supervisor" to "chief" when referring to the chief of the Montana highway patrol; makes driving under the influence of any drug to a degree which renders a driver

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Introduced by Feisthamel (by request) incapable of safely driving a motor vehicle, an offense for revocation of driver's license.

Amends §§ 31-123, 31-146.

No effective date.

Feb. 28.

CHAPTER 156....relates to conducting of examinations for insurance agents; provides that the insurance commissioner shall make such examinations available at his offices in Helena at times within his discretion, but at least once a month, rather than on each business day.

Introduced by Fagg and others

Amends § 40-3314.

Effective upon passage and approval. Feb. 28,

CHAPTER 157....makes it unlawful to give false statements to the state fish and game director, or to any state fish and game warden or any authorized agent thereof when applying for a license;

such false statement renders the application and license issued pursuant to it null and void; provides that persons giving such false statements are guilty of a misdemeanor.

Amends § 26-204.

Effective upon passage and approval. Feb. 28.

CHAPTER 158....provides that a child released from one of the state juvenile facilities shall sign an after-care agreement containing the terms and conditions under which he is released; provides

that the department of institutions shall have control over such released child until he attains the age of 21 years; provides for apprehension and detention of such child upon violation of the terms of the aftercare agreement.

Effective upon passage and approval. Feb. 28.

CHAPTER 159....provides penalty for failure, neglect or refusal to file statements of yield within required time by persons engaged in mining upon

any mine containing natural gas, petroleum or other crude or mineral oil; allows state board of equalization upon showing of reasonable cause to grant extensions of time; provides that such penalty may be a lien upon the mine.

Amends §§ 84-6202; 84-6213.

No effective date.

Feb. 28.

Legislative Review 1969

CHAPTER 160....relates to the Uniform Business Records as Evidence Act; amends to authorize the reproduction of records held in a custodial or fiduciary capacity subject to the same provisions and restrictions as are applicable to reproduction of other business and public records.

Introduced by Stratton and others

HB 106

Amends § 93-801-5.
No effective date.

Feb. 28.

CHAPTER 161....allows property owners in cities and towns adjacent on either side within the same block of an area for which a zoning regulation change is proposed to protest against the zoning change.

Introduced by Nugent and others

HB 127

Amends § 11-2705.
No effective date.

Feb. 28.

CHAPTER 162....deletes the requirement of a signed purchase order on purchase of liquor at state retail liquor stores; provides that no delivery shall take place until the purchaser has paid the purchase price.

Introduced by Wayrynen

HB 139

Amends § 4-116.
No effective date.

Feb. 28.

CHAPTER 163....relates to sales of property acquired by counties by tax deed; increases the deferred payment interest rate from 4% to 8% per annum on such sales.

Introduced by Gerke and others

HB 154

Amends § 84-4191.
Effective upon passage and approval. Feb. 28.

CHAPTER 164....repeals section which required lessees of state oil and gas leases and assigns to furnish performance bonds.

Introduced by Cranston (by request)

HB 156

Repeals § 81-1709.
No effective date.

Feb. 28.

CHAPTER 165....designates the state board of health as the agency which shall administer and control all funds to be appropriated by the state for the purpose of providing matching funds to local governments for the construction of water pollution control facilities; authorizes the board to promulgate rules and regulations and establish standards for the use of such matching funds.

Introduced by Spaehr and others

HB 188

No effective date,

Feb. 28.

Legislative Review 1969

CHAPTER 166....increases the per diem for members of the
HB 224 state fish and game commission from \$15
to \$20; increases the maximum annual amount
Introduced by the chairman may receive from \$1,500 to
Patrick and \$2,000; increases the maximum annual amount
Schoonover of other commission members from \$1,000 to
\$1,500.

Amends § 26-105.
No effective date.

Feb. 28.

CHAPTER 167....provides that an applicant desiring to obtain
HB 241 a license as a teacher of cosmetology must:
be 21 years of age or older; be a graduate of
Introduced by high school or equivalent; have a state operator's license to practice cosmetology; have
Stratton and been actively engaged as a beauty operator
others for 3 continuous years immediately prior to
taking the examination; renew such license annually; provides conditions for retaking examination after failure in two attempts; provides
that no teacher or student teacher shall be permitted to practice cosmetology on the public
in a school; provides that schools shall not
have more than one student teacher for each
full-time licensed teacher and student teachers
may not substitute for full-time teachers;
allows the state board of cosmetology to establish
suitable curriculum for teachers' training
in registered schools.

Amends § 66-803.
No effective date.

Feb. 28.

CHAPTER 168....deletes the requirement that qualified electors
HB 356 be registered when voting in elections for
additional levies for school purposes.

Introduced by Warfield and Amends § 75-3801.
Christiansen Effective upon passage and approval. Feb. 28.

CHAPTER 169....reduces the period of time that a vehicle may
HB 370 be left parked upon the right of way of any
public highway from 5 days to 48 hours; provides
for taking vehicles into custody after
such period of time.

Amends §§ 53-901, 53-902.
No effective date.

Feb. 28.

CHAPTER 170....increases from \$75.00 to \$200.00 the minimum
HB 385 assessment to be paid to the industrial accident
board by employers at the time of filing

Legislative Review 1969

Introduced by proof of solvency under plan No. 1 of the
Jordan and Workmen's Compensation Act.
Cashmore

Amends § 92-902.
No effective date.

Feb. 28.

CHAPTER 171....relates to fee charged by the clerk of
HB 416 district court in naturalization proceedings, deletes the fee of \$2.50 and substitutes "all fees authorized by law", because fees for such proceedings are fixed by Congress to the exclusion of state legislation.

Amends § 25-210.
Effective upon passage and approval. Feb. 28.

CHAPTER 172....requires persons purchasing any hunting, fishing or trapping license to first purchase a wildlife conservation license; provides that resident wildlife conservation licenses shall be 25 cents and nonresident \$1.00; provides for regulations concerning such licenses, and that such fees to be credited to the state fish and game commission in the earmarked revenue fund.

Effective May 1, 1969. Feb. 28.

CHAPTER 173....increases from 48 to 96 the number of Indians who may be selected for attendance at the units of the University System without payment of fees.
HB 495

Introduced by Christiansen Amends § 75-506.1.
and others No effective date. Feb. 28.

CHAPTER 174....authorizes jurisdiction of courts to liquidate assets and affairs of corporations which were dissolved under corporate laws effective prior to the effective date of Chapter 300, Laws of 1967 ("Montana Business Corporation Act"), and authorizes the court in such proceedings to make an order and decree of final distribution and liquidation, discharging receivers and all surviving directors.

Amends §§ 15-2290, 15-2295.
Effective upon passage and approval. Feb. 28.

CHAPTER 175....requires state agencies to prepare financial statements and reconciliations within 31 days after the close of each fiscal year, to be distributed to the state controller
SB 143

Legislative Review 1969

Introduced by Graham and others and the legislative auditor and any other state agency the controller may prescribe.

Amends § 59-701.
No effective date.

Feb. 28.

CHAPTER 176....increases to \$50.00 from \$20.00 the fee for license for dealers buying eggs for resale at wholesale, enlarges the definition of eggs unfit for human food, amends regulations for imported eggs and duties of commissioner of agriculture in enforcing the provisions of the Act.

Amends §§ 3-2301, 3-2306, 3-2307, 2-2310.

No effective date.

Feb. 28.

CHAPTER 177....increases salaries of members of boards of county commissioners, county of first class to \$8,000 from \$6,500, second class to \$7,500 from \$6,300, third class to \$7,300 from \$6,100, fourth class to \$7,100 from \$6,000; increases to \$30.00 from \$25.00 payment per day to members of boards of county commissioners of all other counties, the total amount per year not to exceed \$4,000.

Amends § 16-912.
No effective date.

Feb. 28.

CHAPTER 178....relates to county budgets and the provisions prohibiting appropriations in county budgets from exceeding by more than 5% the amount appropriated in the budget approved for the preceding year, providing that appropriations for salaries may not exceed 10% of the amount appropriated in the previous budget.

Amends § 16-1904.
No effective date.

Feb. 28.

CHAPTER 179....relating to school buses, provides that reimbursement to school districts for transportation costs shall not be withheld by the superintendent of public instruction if buses have been inspected as provided by law; provides that the Montana highway patrol shall inspect school buses at least 30 days before the beginning of the school term and reinspect, if necessary, before the school term and that such inspection shall determine if the school buses meet the minimum standards as adopted by the board of education.

Legislative Review 1969

Amends § 75-3413.
Adds § 32-21-155.1.
No effective date. Feb. 28.

CHAPTER 180....provides that a dealer who applies for registration or re-registration of a motor vehicle is considered a purchaser for tax assessment purposes.

HB 122
Introduced by Dye and others
Amends § 84-406.
Effective upon passage and approval. Feb. 28.

CHAPTER 181....establishes a state motor vehicle pool, the vehicles to be stored, maintained and serviced by the state highway commission, costs of same to be paid to the highway commission by the state agencies involved.

HB 118
Introduced by Marks and others
Effective July 1, 1969. Feb. 28.

CHAPTER 182....declares that automobile insurance policies issued to residents of this state which provide that reimbursement for total loss of a motor vehicle shall be based on a "book" value rather than on the actual replacement value are void as to such provision and reimbursement shall be made for actual replacement value.

HB 260
Introduced by Rygg and others
No effective date. Feb. 28.

CHAPTER 183....provides for furnishing transportation for crippled children to school facilities outside the state and provides for payment by school districts to out-of-state agencies in the case of attendance at special education classes out of state.

SB 201
Introduced by Anderson and Lyon
Amends §§ 75-1406, 75-5003.
No effective date. Feb. 28.

CHAPTER 184....establishes the state department of health as the sole and official state agency to administer the state program for comprehensive health planning, authorizes it to prepare such plan, and designates it as the official agency to receive available funds for the preparation and administration of the comprehensive state health law.

HB 215
Introduced by Himsl and Wayrynen
Enacts § 69-4110.1.
No effective date. March 3.

Legislative Review 1969

CHAPTER 185....provides that a weed control and weed seed extermination district shall be formed in every county of the state and shall include all the land within the boundaries of the county and provides for the appointment of a county weed board by the county commissioners.

Introduced by
Swan and
others

Enacts § 16-1709.1.

Amends § 16-1713.

Repeals §§ 16-1709 - 16-1712, 16-1723.

No effective date.

March 3.

CHAPTER 186....provides that the state fish and game commission shall contract for construction of projects costing less than \$5,000 but more

Introduced by
Giesick (by
request)

than \$1,000 by procuring suitable plans and specifications, giving notice, receiving bids and accepting performance bonds; allows it to contract for projects estimated to cost \$1,000 or less without providing for plans or specifications, notice, competitive bidding or performance bonds.

Amends § 26-119.

Effective upon passage and approval. March 3.

CHAPTER 187....deletes vehicles hauling ready-concrete from § 32-3304 pertaining to additional fees for the licensing of certain vehicles and creates

Introduced by
Feisthamel
and others

a new section requiring that a fee equal to 55% of the fees provided in Schedule I and II shall be paid annually on truck-tractors, trailers and semitrailers used exclusively in hauling ready-mix cement.

Amends § 32-3304.

Adds § 32-3304.1.

No effective date.

March 3.

CHAPTER 188....allows motor vehicles which have loaded at a location in the state where no scale exists to be moved to the first open state scale and

Introduced by
Pierce and
others

there adjust or reduce the load without penalty; provides that operator of such vehicles must exhibit shipping papers or other written evidence of the location at which the vehicle was loaded.

Amends § 32-1122.

No effective date.

March 3.

CHAPTER 189....provides that minors may give legal consent to hospitals, public clinics or physicians

Legislative Review 1969

Introduced by James and others for diagnosis and treatment for pregnancy or venereal disease; makes such consent binding on the minor and not subject to later disaffirmance by reason of minority; makes information concerning such minors confidential.

No effective date.

March 3.

CHAPTER 190....exempts those engaged in the transportation of newspapers, newspaper supplements, periodicals or magazines, and tow trucks and

Introduced by Sheehy wreckers designed and exclusively used for towing abandoned, wrecked or disabled vehicles or while such tow trucks and wreckers are rendering assistance to abandoned, wrecked or disabled vehicles, and ambulances, from the definition of "motor carriers" regulated by the board of railroad commissioners.

Amends § 8-101.

No effective date.

March 3.

CHAPTER 191....prohibits insurers from permitting unfair discrimination with regard to race, color, creed or national origin in property, casualty and surety insurances.

Introduced by Lynch,
Reardon Amends § 40-3512.
No effective date.

March 3.

CHAPTER 192....increases the salary of court reporters to \$9,200 per year from \$8,800.

Introduced by Turnage,
Mahoney Amends § 93-1906.
No effective date.

March 3.

CHAPTER 193....includes in the preference for state employment law those honorably discharged veterans who have served for more than 180 days after

Introduced by Goodheart and others Jan. 31, 1955, or who were released because of service connected disability, including but not limited to, those serving because of the Vietnam Conflict; changes the dates of World War II for purposes of veterans' preference; changes examination preference basis from percentage to points.

Amends § 77-501.

No effective date.

March 3.

Legislative Review 1969

CHAPTER 194....allows contractors under contracts with the
SB 169 state to withdraw the whole or any portion
of sums due under such contracts provided
Introduced by the contractor deposit with the treasurer
Moritz, Reber certain governmental obligations in substi-
tution for that portion of the payments other-
wise due to such contractors which are retained
by the state; provides duties of the state
treasurer in connection with such obligations.

No effective date.

March 3.

CHAPTER 195....requires that prior to each fire season all
SB 175 persons creating or responsible for mill
waste within forest areas to treat, dispose
of, or remove the hazards so that such accumu-

Introduced by Northey and
others
lation of sawmilling waste does not constitute
a fire hazard; provides for disposal other
than burning.

Amends § 28-119.

No effective date.

March 3.

CHAPTER 196....increases the compensation of the members of
SB 220 the oil and gas commission from \$15.00 to
\$20.00 per day for each day actually engaged

Introduced by
Haughey,

Sheehy
Amends § 60-125.

No effective date.

March 3.

CHAPTER 197....relates to bids for state contracts; raises
SB 221 from 2% to 3% the percentage that a Montana
resident bidder may be over a non-resident
bidder to be awarded a contract; provides
that resident bidders whose materials are
Montana products shall be allowed 3% higher
than those of resident bidders whose ma terials
are not Montana products; provides that such
terms shall apply to contracts involving Fed-
eral funds unless expressly prohibited by U.S.
laws; provides that bidders, foreign or dom-
estic, whose offered materials are Montana
products supplied by Montana labor shall be
deemed residents.

Amends §§ 82-1924, 82-1925, 82-1926.

No effective date.

March 3.

CHAPTER 198....raises the salaries of justices of the peace
SB 283 in townships of 10,000 to 15,000 from \$3,400
to \$4,200 per annum; townships of 15,000 to
18,000 from \$3,600 to \$4,500 per annum; town-

Legislative Review 1969

Introduced by ships over 18,000 from \$4,600 to \$5,500
Lynch and per annum.
others

Amends § 25-306.
No effective date.

March 3.

CHAPTER 199....provides for the reclamation of strip coal
SB 164 mined lands, requires that a permit to engage
in surface coal mining be obtained from the

Introduced by Montana bureau of mines and geology, furnishing
Thiessen and of bond, specifies reclamation procedures
others and requirements, and provides penalties.

No effective date.

March 4.

CHAPTER 200....relates to unemployment compensation and
HB 10 eliminates the \$15.00 maximum wage earnable
before benefits are lost and extend the one

Introduced by day's work or eight hour limitation to 12
East and hours by redefining the terms as: "wages"
others shall include only that part of remuneration
for work which is in excess of "twice the
weekly benefit amount, and the term 'service'
shall include only that work in excess of
twelve hours in any one week."

Amends § 87-149.
No effective date.

March 4.

CHAPTER 201....makes it unlawful to use self-propelled
HB 70 vehicles to intentionally concentrate, drive,
rally, stir up or harass game animals, game

Introduced by birds, and fur-bearing animals.
Ulmer and
others

Amends § 26-301.
Effective upon passage and approval.

March 4.

CHAPTER 202....relates to the alternative standard deduction
HB 99 allowed in computing net income for taxation
purposes and provides that the standard de-

duction shall be in lieu of all deductions
Introduced by allowed under § 84-4906 (allowing deductions
Spahr referred to in §§ 161 and 211 of the Internal
Revenue Code of 1954) except the deduction
allowed for federal income taxes under para-
graph (b) of § 84-4906; provides the determina-
tion of whether an individual is married shall
be as of the last day of the taxable year and
if one spouse dies during the taxable year, the
determination shall be made as of the date of
death.

Amends § 84-4908.

Legislative Review 1969

Effective as to taxable years ending
on and after Dec. 31, 1968.

March 4.

CHAPTER 203....relates to the payments to fire department relief associations by the state auditor out of license fees collected from insurance companies and provides that in the event a city of the second class is not entitled to receive a sum equal to 25/100 mills of its total assessed valuation under the existing method of computation, then the fire department relief association shall receive its money in the same manner provided for cities of the third class.

Introduced by
Nugent and
others

Amends § 11-1919.
No effective date.

March 4.

CHAPTER 204....establishes the Montana board of hearing aid dispensers for the licensing of dealers and persons engaged in the sale and fitting of hearing aids, provides for the regulation of selling and fitting hearing aids to the public, provides penalties.

Introduced by
Pierce and
Haines

Effective upon passage and approval. March 4.

CHAPTER 205....repeals § 5-1124 which provided that upon consolidation of certain banks, offices could be maintained and operated in the locations of the consolidating banks and provides that this Act shall not affect any transaction pending or consummated on or prior to the effective date of this Act.

Introduced by
Casey and
others

Repeals § 5-1124.
No effective date. March 4.

CHAPTER 206....relates to hours of labor of railway employees, reducing the maximum consecutive hours of labor to 12 from 16.

Introduced by
Feda and
others

Amends § 41-1123.
No effective date. March 4.

CHAPTER 207....permits the use of electronic recording and storage media for the maintenance of vehicle registration records and indexes and driver's license records and indexes by the registrar of motor vehicles.

Introduced by
Brand and
others

Amends § 53-101.
No effective date. March 4.

Legislative Review 1969

CHAPTER 208....provides that hearings on rates, fares, charges, classifications and rules of air carriers may be vacated when no written

HR 279
Introduced by Newby and others
protects or requests are received within five days after notice and adds to the notice requirements that notice be given by personal service by mailing to all interested parties.

Amends § 1-324.
No effective date.

March 4.

CHAPTER 209....relates to metropolitan sanitary and/or sewer districts; clarifies language of

HB 291
Introduced by Nugent and Asbjornson
section relating to authority granted boards of county commissioners in regard to such systems; provides for public hearings before setting of rentals and charges to maintain such systems; increases maximum charge or rental per unit user from \$5.00 to \$7.00 per year.

Amends § 16-4416.
No effective date.

March 4.

CHAPTER 210....enlarges the urban renewal law to provide that municipalities may elect to carry out urban renewal activities on a yearly basis

HB 297
Introduced by Loble and others
designated as "neighborhood development programs"; provides regulations for such programs.

Amends §§ 11-3906, 11-3907, 11-3901.
No effective date.

March 4.

CHAPTER 211....extends for two years the applicability of § 32-4714 relating to zoning of certain lands adjacent to interstate and primary system

HB 307
Introduced by Spahr and Whitney
highways as provided for in the Federal Highway Beautification Act of 1965.

Amends § 32-4714.
No effective date.

March 4.

CHAPTER 212....authorizes the state highway commission to provide relocation assistance for persons affected by real property acquisitions for

HB 310
Introduced by Newby (by req'')
highway purposes; adopt rules and regulations to implement the payment of moving expenses, and deletes from § 93-9913 reference to maximum amounts for such relocations.

Amends § 93-9913.
No effective date.

March 4.

Legislative Review 1969

CHAPTER 213....increases from \$1,000 to \$4,000 the maximum valuation of motor vehicles, trailers or trailer-houses registered in the name of a decedent the title to which vehicles may be transferred by the surviving spouse or other heirs in those cases where probate of the decedent's estate is not necessary.

Introduced by
Pat Williams
(by request)

Amends § 53-109.
No effective date.

March 4.

CHAPTER 214....provides financial assistance to enable school boards of county high schools or school districts maintaining a secondary school including grades 10 to 12, to offer a course in driver education; creates an automobile driver education account in the earmarked revenue fund; provides that \$4.00 of each \$20.00 driving offense fine or 20% of a fine, whichever is greater, shall be deposited in such fund; provides that 5% of moneys received from the collection of state motor vehicle driver's license fees shall be paid to such account.

Introduced by
Christiansen
and others

Amends §§ 31-114, 32-1131, 94-801-2.
Repeals 75-5301 - 75-5309.

Effective upon passage and approval. March 4.

CHAPTER 215....allows the state highway commission to designate controlled access highways without Federal requirement.

Introduced by
Dye

Amends § 32-4303.
No effective date.

March 4.

CHAPTER 216....enlarges city and county boards of health from three to five members providing that terms of appointed members shall be staggered and for three years each; provides that city-county health boards shall consist of at least five members whose terms shall be staggered and shall be for three years; allows such boards of health to adopt necessary regulations and fees for the control and disposal of sewage from private and public buildings not connected to any municipal system, fees to be deposited with county treasurers.

Introduced by
Cranston and
others

Amends §§ 69-4504 - 69-4506, 69-4509.
No effective date.

March 4.

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- CHAPTER 217....allows cities and towns the option of
HB 423 whether or not members of the fire department
need be qualified voters of the city
Introduced by or town.
Feisthamel
and others Amends § 11-1905.
Effective upon passage and approval. March 4.
- CHAPTER 218....redefines the final salary of judges
SB 155 under the judges' retirement system as
the annual salary for the office retired
Introduced by from "as of the date of retirement" rather
Bertsche and than the "annual current salary of the
others office retired from."
Amends § 93-1107.
No effective date. March 5.
- CHAPTER 219....addes the "failure to comply with the provisions of § 82-1926 requiring preference of products manufactured or produced in this state by Montana industry and labor" to those acts for which a complaint may be filed against a public contractor.
SB 225
Introduced by Dzivi
Amends § 84-3510.
No effective date. March 5.
- CHAPTER 220....relates to group hospitalization, medical, health, accident and/or group life insurance contracts or plans for the benefit of public employees and their dependents; provides that all agencies of the state shall upon approval of 2/3 of the officers and employees of each public department or agency enter into such contracts and the respective administrative and governing bodies pay as part of salary \$7.50 per month for each officer and employee; deletes expiration date.
HB 427
Introduced by Spahr
Repeals § 2, Ch. 200, Laws of 1967.
Amends § 11-1024.
No effective date. March 5.
- CHAPTER 221....provides for the establishment at the state prison by the board of institutions, within the budgetary limits provided by law, of an "intensive rehabilitation center", providing it shall be the place of custody for those male prisoners who in consideration of their age, type of crime for which committed, physical condition, behavior, attitude and prospects of reformation, are most likely to benefit from such place of custody.
HB 431
Introduced by Scott and others
No effective date. March 5.

Legislative Review 1969

CHAPTER 222....provides that the public administrator may
HB 447 summarily settle estates valued at less than
\$1,500 (increased from \$500).

Introduced by Melcher Amends § 91-623.
No effective date. March 5.

CHAPTER 223....includes the state highway commission as one
HB 473 of the state agencies required to submit in-

Introduced by Ulmer information requested by the director of the
budget on or before the first day of September
of each year preceding the convening of the
legislative assembly.

Amends § 79-1013.
No effective date. March 5.

CHAPTER 224....authorizes the state board for vocational
HB 511 education to lease buildings and/or lands

Introduced by Cranston, financed in whole or in part by the state
Harlow to school districts to be used for post-
secondary vocational-technical education,
providing that the consideration necessary
to support such a lease may be nominal.

No effective date. March 5.

CHAPTER 225....relates to providing educational opportunities
HB 524 in units of the University system for children

Introduced by Knudsen and others of members of the armed forces of the United
States who were killed or died as a result of
injuries, disease or disability while serving
on active duty, includes the Vietnam conflict.

Amends § 77-909.
No effective date. March 5.

CHAPTER 226....provides that levies imposed by cities and
HB 31 towns to pay bonded indebtedness and judg-

Introduced by Mather and others ments shall be in addition to the all-purpose
mill levy as provided for in § 84-4701.6; pro-
vides that such all-purpose mill levy shall
not exceed 60 mills on the dollar.

Amends §§ 84-4701.1, 84-4701.2.
No effective date. March 5.

CHAPTER 227....changes the requirement that a child or adult
HB 56 under the age of 21 convicted of a felony or

Introduced by Feda and Mehrens attempt to commit a felony and sentenced to
the state prison shall at all times until the
age of 21 be kept separate and apart from in-
mates over 21 to the requirement that such

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inmates under 21 shall have separate sleeping quarters and be kept separate and apart at other times in those areas where staff and facilities will permit.

Amends § 10-611.

Effective upon passage and approval. March 5.

CHAPTER 228....relates to double jeopardy as a defense in a criminal prosecution, provides when such defense shall or shall not be a bar to a second prosecution and defines when conduct arising out of the same transaction may or may not establish the commission of more than one offense.

Introduced by Harrison and Mather

Repeals §§ 94-4807, 94-6806 - 94-6808, 94-7234.
No effective date.

March 5.

CHAPTER 229....provides that a community college district shall provide instruction in academic, occupational and adult education, subject to approval of the state board of education.

Introduced by Himsl and others

Amends § 75-4423.

No effective date.

March 5.

CHAPTER 230....increases the limitation on amount of taxes to be assessed for general municipal purposes in cities and towns to two and four-tenths per cent (from two per cent) on the per centum of the assessed value of the taxable property of the city or town and increases to seven mills (from six) on the dollar on the per centum of the assessed value of the taxable property of the city or town the levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof.

Introduced by Asbjornson and others

Amends § 84-4701.

No effective date.

March 5.

CHAPTER 231....allows cities and towns to adopt fire prevention codes in whole or in part by reference.

Introduced by McCulloch and Christiansen

Amends § 11-1102.

No effective date.

March 5.

CHAPTER 232....reduces the working hours of state prison employees to 40 hours or five days a week (from 48 hours or six days a week), except

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Introduced by Brand and others in cases of riots, escapes or other emergencies endangering health, life or property.

Amends § 80-1903.
No effective date.

March 5.

CHAPTER 233....HB 213 permits the industrial accident board to prescribe the procedure for the payment of premiums under plan No. 3 of the Workmen's Compensation Act; permits the industrial accident board to prescribe the procedure for employers to be bound by plan No. 3, the effective time of such election and the manner in which such election is terminated for reasons other than default in payment of premiums; amends § 92-1108 to recognize repeal of §§ 92-1106 and 92-1107.

Amends §§ 92-1101, 92-1103, 92-1108.
Repeals §§ 92-1106, 92-1107.
No effective date.

March 5.

CHAPTER 234....HB 227 permits the industrial accident board to rent or lease quarters for the conduct of its administrative duties.

Introduced by Patrick, Zimmer
Amends § 92-111.
No effective date.

March 5.

CHAPTER 235....HB 240 provides that the board of trustees of a community college shall have the power and authority to borrow monies from the United States or any of its agencies.

Introduced by Himsel and others
Amends § 75-4426.
No effective date.

March 5.

CHAPTER 236....HB 249 amends Initiative Measure No. 54, adopted by the voters of Montana at the election held Nov. 7, 1950, to extend to June 30, 1969, the time within which submission of applications for payment of the World War I honorarium must be made.

Introduced by Haines
Amends § 1, Ch. 112, Laws of 1967.
No effective date.

March 5.

CHAPTER 237....HB 304 adopts the Uniform Reciprocal Enforcement of Support Act as revised by the national conference of commissioners on uniform state laws in 1968; provides additional remedies for enforcement of duties of support, for criminal enforcement by extradition, for civil enforcement where parties reside in different states or in different counties of Montana, for registration and enforcement of foreign support

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orders and support orders issued in different counties of Montana, for resolution of paternity and visitation rights if contested, and for appeals.

Repeals §§ 93-2601-1 - 93-2601-40.

No effective date.

March 5.

CHAPTER 238....provides for the issue and sale by the state board of examiners of bonds in a sum not to exceeding \$1,500,000 for the purpose of acquiring a necessary site for and erecting a warehouse and administration building for the Montana liquor control board; provides that said bonds shall be payable solely from net proceeds from the operation of state liquor stores; pledges and appropriates a portion of such net proceeds to a special sinking fund account.

Introduced by Mather and others

HB 320

Effective upon passage and approval.

March 5.

CHAPTER 239....provides a schedule of maximum interest rates which may be charged by banks on installment loans; allows a minimum charge of \$20.00.

Introduced by Worden and others

HB 357

Amends § 5-527.

No effective date.

March 5.

CHAPTER 240....relates to assessment and collection of per diem charges for residents of state institutions subject to per diem charges; providing for investigation by the department of institutions and cooperation by other agencies, state and private; empowers the department to administer oaths and issue subpoenas; provides the state a claim against estates of residents or responsible persons for per diem charges; provides the claim of the state shall not have priority against necessary amounts needed to support surviving children; provides for collection of claims by the attorney general and for appeals.

Introduced by Rygg and others

HB 358

Amends § 80-1603.

No effective date.

March 5.

CHAPTER 241....increases the fees allowed sheriffs for the board of prisoners from \$1.75 per day for each prisoner to \$2.25 per day in the first category and increasing each successive category 50 cents.

Introduced by Loble

Amends § 25-227.

No effective date.

March 5.

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CHAPTER 242....authorizes school boards to make and provide
HB 406 in their budgets an appropriation for payments to a reserve fund for public employees' re-

Introduced by Shively and Watt retirement which fund shall not exceed 35% of the total amount budgeted annually for the retirement fund, to be used for payment of retirement expenses incurred at the beginning of each school year when funds for this purpose are not available as budgeted.

No effective date.

March 5.

CHAPTER 243....requires that only affiliated corporations
HB 140 whose operations constitute a single unitary business operation may file a consolidated

Introduced by Goan (by request) corporation income tax return and that to request use of a consolidated return, at least 80% of all classes of stock of each corporation must be owned directly or indirectly by one or more members of the affiliated group.

Amends § 84-1509.

No effective date.

March 6.

CHAPTER 244....provides that whenever the department of public welfare shall determine that any otherwise eligible recipient of old age assistance, aid to the needy blind or aid to the permanently and totally disabled, has, by reason of any physical or mental condition, such inability to manage funds that making payments to him would be contrary to his welfare, the department may make the payments on his behalf to another person found by the department to be interested or concerned with the welfare of such needy individual, bond to be furnished by the person to whom payment is made in an amount equal to six times the amount of the monthly payment involved.

Introduced by Zimmer and others

Amends § 71-230.

No effective date.

March 6.

CHAPTER 245....provides that no employer shall discharge or lay off an employee because of attachment or garnishment served on the employer against the wages of the employee.

Introduced by Nyquist and others

Amends § 41-304.

No effective date.

March 6.

CHAPTER 246....empowers the board of equalization to require immediate payment of a tax or deficiency due
HB 219

Legislative Review 1969

Introduced by Fasbender and others under any corporation license tax statute of Montana if the board finds that the collection or deficiency will be jeopardized in whole or in part by delay.

No effective date.

March 6.

CHAPTER 247....HB 246 requires that slow-moving machinery or equipment, animal-drawn vehicles, or any other machinery designed for use at speeds less than 25 miles per hour, including all road construction or maintenance machinery, except when engaged in actual work either guarded by a flagman or clearly visible warning signs, traveling on any state highway, farm, rural or county roads and city streets, have displayed on the rear thereof a reflectorized emblem, provides specifications for such emblem; provides that such slow-moving machinery permit overtaking vehicles to pass.

Amends § 32-21-130.

No effective date.

March 6.

CHAPTER 248....HB 305 provides that public utilities violating any safety regulation of the public service commission shall be subject to a fine of not less than \$100 nor more than \$1,000 and that each day in which a violation of a safety regulation persists shall be deemed a separate offense; raises the maximum fine for failure of public utilities to make reports or permit examinations of records from \$500 to \$1,000.

Amends § 70-110.

Effective upon passage and approval. March 6.

CHAPTER 249....HB 374 extends provisions for the recovery of assistance relating to medical aid for the aged to provide for the recovery of all medical assistance paid under §§ 71-1511 through 71-1524 and extends such provisions likewise to all medical aid to the aged assistance paid by the state during the period of July 1, 1965, through June 30, 1967.

Amends § 71-1524.

No effective date.

March 6.

CHAPTER 250....HB 481 provides for the development of a system of post-secondary vocational-technical education, adaptable to changing needs, controlled to prevent unnecessary duplication; funded to insure

Legislative Review 1969

Introduced by Harlow and others growth and quality programming; places such system under the state board of vocational education and provides that designation of such educational centers shall be by the state board upon legislative direction.

Repeals §§ 75-4301 - 75-4308.

Effective upon funding by the legislature.

March 6.

CHAPTER 251....repeals the yearly 8% limitation on costs of administration, dissemination of public information, and engineering on federal-aid highway systems; repeals annual limitation of \$126,500 for dissemination of public information.

Introduced by Feisthamel and Dye

Repeals § 32-2602.

Effective upon passage and approval.

March 6.

CHAPTER 252....requires that notice by county commissioners of the resolution of intention to create a special improvement district shall be mailed to every person, firm or corporation owning real property within the proposed district listed in his name upon the last completed assessment roll for state, county and school district taxes.

Introduced by Fagg and others

Amends § 16-1602.

Effective upon passage and approval.

March 6.

CHAPTER 253....raises the fee charged the Federal Government for maintenance of Federal prisoners in county jails from \$1.00 to \$5.00 per day; raises the fee counties shall pay for such prisoners from 75 cents to \$2.50 per day.

Introduced by Loble

Amends § 16-2808.

No effective date.

March 6.

CHAPTER 254....includes convention facilities, public parking facilities and public recreation facilities within the definition of the term "undertaking" under the Municipal Revenue Bond Act of 1939.

Introduced by Patrick and others

Amends § 11-2402.

No effective date.

March 6.

CHAPTER 255....doubles the fees for inspection of boilers; increases maximum pressure of miniature boilers from 65 to 100 pounds; adds two classifi-

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Introduced by Gilligan and Stratton cations to be subject to inspection fees-- steam traction \$5.00; operating certificate \$4.00; doubles fees to be paid by applicants for engineer's licenses.

Amends § 69-1512.

No effective date.

March 6.

CHAPTER 256....provides that a person who willfully removes or falsifies an identification number of a motor vehicle or engine for a motor vehicle

Introduced by Kosena (by request) is guilty of a misdemeanor.

No effective date.

March 6.

CHAPTER 257....provides that signers for creation of public hospital districts must be qualified electors; sets out regulations regarding petitions; de-

tails and enlarges powers and duties of hospital districts; provides for financing.

Amends §§ 16-4301 - 16-4313.

No effective date.

March 6.

CHAPTER 258....relates to security requirements for the deposit of public funds by county, city and town treasurers; allows for certain

Introduced by Lehrkind and others securities other than bonds.

Amends § 16-2618, subsection (2).

No effective date.

March 7.

CHAPTER 259....relates to security requirements for the deposit of public funds by the state de-

pository board and the state treasurer; allows for certain securities other than bonds.

Amends § 79-301, subsection (2).

No effective date.

March 7.

CHAPTER 260....raises from \$125 to \$140 the maximum monthly payment to persons having silicosis who have been determined by the industrial accident

Introduced by Lehrkind and others board to be entitled to such payments.

Amends §§ 71-1003, 71-1004, 71-1008.

No effective date.

March 7.

CHAPTER 261....relates to the Real Estate License Act, re-defines the words "broker" and "salesman"; establishes additional standards for licens-

Introduced by Vainio and others ing brokers and salesmen; changes bonding requirements; provides for a penalty for

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acting as a broker or salesman when license is suspended or revoked; revises hearing procedures.

Amends §§ 66-1924, 66-1925, 66-1929, 66-1933, 66-1937, 66-1940, 66-1941.

Repeals §§ 66-1938, 66-1942.

No effective date.

March 7.

CHAPTER 262....relates to the Montana Juvenile Code; adds SB 158 driving infractions to the definition of a "delinquent child"; places the jurisdiction

Introduced by Turnage and Mahoney of minors charged with violating any laws of the state, or city ordinance, with the juvenile court; allows county attorneys under the direction of the juvenile judge to file an information against a child of 16 or over who has committed murder, rape, arson, manslaughter, robbery or burglary; deletes reference to separate facilities for juveniles confined in the state prison; gives district court discretionary power to appoint committees to assist him in juvenile matters.

Amends §§ 10-602, 10-603, 10-607, 10-610, 10-613, 10-622, 10-623, 10-625, 10-626, 10-628, 10-630, 80-2204.

Repeals §§ 10-604, 10-605, 10-609, 10-618, 10-619, 10-620, 10-632, 75-3001, 75-3002.

No effective date.

March 7.

CHAPTER 263....requires an election to be held to determine SB. 165 whether a free public library will be established in a city, town or county; provides for

Introduced by Sheehy and others

Amends § 44-219.

No effective date.

March 7.

CHAPTER 264....allows the board of regents of the university SB 172 system to do all things necessary to plan for, and to propose financing including all necessary loan applications for all revenue-producing and other facilities at units of the university system, including collection of charges, admissions and fees for the use of such facilities; provides that the state controller shall concur in proposed construction projects where proposed cost is less than \$10,000 but more than \$3,000.

Introduced by Lehrkind and others

Amends §§ 75-216, 82-3317.

No effective date.

March 7.

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- CHAPTER 265....relates to preference of Montana labor in
SB 189 public works; redefines standard prevailing
rate of wages to include fringe benefits for
health and welfare and pension contributions
and travel allowance provisions; provides that
all public works contracts shall be approved
by the legal advisor of the contracting state
agency; provides that the Montana commissioner
of labor shall keep copies of collective bar-
gaining agreements, and other information from
which rates and jurisdictional areas applicable
to public works contracts may be ascertained.
- Introduced by Reardon and others
- Amends § 41-701.
No effective date. March 7.
- CHAPTER 266....requires railroad companies to maintain and
SB 202 staff facilities for freight and passengers
in at least one location, preferably the
county seat, in each county through which
the railroad passes and in cities and towns
of at least 1,000 which have facilities on
the effective date of this Act; prohibits
discontinuance of such facilities presently
established in towns of less than 1,000 with-
out a hearing before the board of railroad
commissioners.
- Introduced by Sheehy and others
- Amends § 72-627.
No effective date. March 7.
- CHAPTER 267....defines printing, as used in the Constitution
SB 231 and laws of the state, as the act of reproduc-
ing a design on a surface by any process.
- Introduced by Mahoney and others
- No effective date. March 7.
- CHAPTER 268....requires interest on investments and accrued
SB 279 interest on the sale of bonds by a city, town
or county shall be credited to the sinking
fund of such city, town or county; provides
that interest, except interest on the sale
of bonds accrued in the period between the
date of issue and the time of purchase which
must be credited to the sinking fund, earned
from investment of money from the sale of bonds
by a common school district or high school for
the purpose of construction, or from investment
of money from sale of bonds or taxation for a
building reserve fund, may be credited to
either the sinking fund or to the fund from
which the money was withdrawn and may be used
- Introduced by McKeon

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for furnishing or equipping school buildings.

Amends §§ 16-2050, 11-1310, 75-3806.

No effective date.

March 7.

CHAPTER 269....relates to the interdepartmental advisory
SB 291 council (council on natural resources and
development), adding the chairman of the out-
door recreation advisory committee, a member
Introduced by of the water well contractors' examining
McGowan and board, the secretary of the water pollution
others council and a member of the sanitarians' reg-
istration council to the membership; requires
that a meeting be held every 60 days and that
notice of the meetings be given to the gover-
nor and representatives of the press; requires
each member to make a written summary report
of the programs of his agency with regard to
water problems at each meeting, meetings to be
open to interested members of the legislature
and that summary minutes be prepared and sent
to the governor and each member.

Amends §§ 82-3001 - 82-3003.

No effective date.

March 7.

CHAPTER 270....relates to the Workmen's Compensation Act;
SB 296 includes with employers and employees elect-
ing to come under such Act the servants and
employees of such employer and employee, as
Introduced by among themselves; provides that an injured
Reber and employee in addition to the right to receive
Hazelbaker workmen's compensation, shall have a right
to prosecute any cause of action he may have
for damages against servants or employees of
his employer causing such injury.

Amends § 92-204.

No effective date.

March 7.

CHAPTER 271....changes the age at which a public employee
SB 317 may voluntarily retire from 60 years to 55
years; full retirement from 65 years to 60
years; increases the employer contribution
Introduced by to the public employees' retirement fund from
Reber and 3.5% to 4%; provides changes in the method of
others computing retirement allowance of members of
the legislative assembly and the lieutenant
governor.

Amends §§ 68-102, 68-501, 68-801, 68-901,
68-1307.

No effective date.

March 7.

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CHAPTER 272....repeals requirement that executors or administrators must render accounts within 30 days after expiration of time mentioned in HB 432 notice to creditors.

Introduced by Loble (by request) Repeals § 91-3507.
No effective date.

March 7.

CHAPTER 273....raises per diem allowance of state personnel travelling on state business other than certain elected officials from \$12.00

HB 441
Introduced by Swan and Stratton to \$13.50 for travel within the state, from \$20.00 to \$22.50 for travel outside the state; allows the governor actual and necessary expenses not to exceed \$60.00 per day; allows all other elected officials actual expenses not to exceed \$40.00 per day.

Amends § 59-538.

Effective upon passage and approval. March 7.

CHAPTER 274....increases the mileage of members of the legislature from 8 cents to 9 cents per mile; provides for pre-session caucuses for purposes of

SB 1
Introduced by Groff and others preliminary organization and provides mileage for same; provides duties of house appropriations and senate finance and claims committees, to be appointed at pre-session caucuses, and allows per diem and mileage for such committee members.

Amends § 43-310.

No effective date.

March 10.

CHAPTER 275....provides a name for the mental retardation SB 9 center at Glendive, such center to be known as "Eastmont Training Center."

Introduced by Brownfield and others Amends §§ 80-2310, 80-2312.
Effective upon passage and approval. March 10.

CHAPTER 276....adds "Eastmont Training Center" to those institutions subject to per diem charge for care of residents.

SB 10
Introduced by Brownfield and others Amends § 80-1601.
Effective upon passage and approval. March 10.

CHAPTER 277....requires persons introducing a new source or SB 19 increased source of sewage, industrial waste or other wastes to state waters and tributaries

Introduced by Turnage and others to install and maintain the highest and best degree of treatment works necessary to maintain

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waters classified as A-open-D-1 (as defined in § 69-4802 (7)), prior to the issuance of a permit by the state board of health.

Amends § 69-4807.
No effective date.

March 10.

CHAPTER 278....adds one nonvoting member to the state water well contractors' examining board; provides that such nonvoting member shall be a technical advisor hydrogeologist appointed by the director of the Montana bureau of mines and geology; raises the compensation of board members from \$15.00 to \$20.00 per day.

Introduced by McGowan and Lehrkind

Amends § 66-2604.
No effective date.

March 10.

CHAPTER 279....allows the industrial accident board discretion to extend beyond 500 weeks the compensation for injuries producing total disability, permanent in character, resulting from loss or loss of use of both hands, arms, feet, legs or both eyes.

SB 91

Introduced by McKeon and Keenan

Amends § 92-702.
Effective upon passage and approval. March 10.

CHAPTER 280....adds the "Eastmont Training Center to those institutions under the jurisdiction of the state board of institutions.

SB 104
Introduced by Brownfield and Manning

Amends § 80-1403.
Effective upon passage and approval. March 10.

CHAPTER 281....authorizes cities and counties to require commercial airlines to impose a passenger service charge of \$1.00 per passenger em-

planing from public airports as a point of origin; provides for regulations for collec-

tion of such fees which shall be deposited in the airport fund of the city or county.

SB 144
Introduced by Haughey and others

No effective date.

March 10.

CHAPTER 282....redefines "professional engineer"; enlarges the state board of registration for professional engineers to seven members by adding two registered and practicing land surveyors; declares that the practice of engineering or land surveying as defined without a license to be a public nuisance; provides that registered surveyors from other states will be

SB 147
Introduced by Reber and others

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given comity consideration but may be required by the board to take a written or oral examination or both; provides additional grounds for revocation of licenses.

Amends §§ 66-2326, 66-2327, 66-2332, 66-2336 - 66-2338, 66-2340, 66-2344, 66-2345, 66-2347.
No effective date.

March 10.

CHAPTER 283....increases the maximum yearly levy on taxable
SB 149 property by boards of county commissioners to defray current county expenses from 20 mills
Introduced by to 24 mills for counties of the fourth, fifth,
Rugg and sixth and seventh classes, and to 22 mills
others for counties of the first, second and third
classes.

Amends § 16-1015.
No effective date.

March 10.

CHAPTER 284....increases the yearly salaries of county
SB 182 treasurer, clerk and recorder, clerk of court, county attorney, sheriff, county assessor, county superintendent of schools, and of surveyors in counties where surveyors now receive salaries.

Amends § 25-605.
No effective date.

March 10.

CHAPTER 285....increases benefits in all categories of
SB 188 compensation for injury producing temporary total disability under the Workmen's Compensation Act by the sum of \$5.00 per week for the first 26 weeks of disability and thereafter decreasing benefits by the sum of \$5.00.

Amends § 92-701.
No effective date.

March 10.

CHAPTER 286....requires trucks, buses, truck-tractors, trailers and semitrailers to be equipped with fenders, splash aprons or flaps on rearmost wheels; defines dimensions and placement of such fenders or covers; provides penalty for violation.

No effective date.

March 10.

CHAPTER 287....provides for the appointment of a certified professional geologist or registered mining engineer to be designated as the "state

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Introduced by geologist" and director of the bureau of McGowan and mines and geology; provides that the bureau Lehrkind shall study geological formations with special reference to ground water.

Amends § 75-606, 75-607.
No effective date.

March 10.

CHAPTER 288....provides for the establishment of a program HB 72 for the rehabilitation, education and better-
ment of selected prisoners confined in the

Introduced by state prison; provides for work furloughs under Cashmore and the direction of the warden with the consent Loble of the Montana board of pardons; provides for minimum pay rate of \$1.40 per hour for such prisoners; provides rules and regulations.

No effective date.

March 10.

CHAPTER 289....raises the salary for each formal meeting of HB 166 record attended by commissioners under the commission-manager plan of cities from \$20.00

Introduced by to \$25.00 in cities of less than 25,000; for Harrison and cities of more than 25,000 the maximum annual others salary of each commissioner shall be \$2,500.00.

Amends § 11-3248.
No effective date.

March 10.

CHAPTER 290....redefines "long-term care facility" and in- HB 178 cludes under such definition "extended care facilities" and facilities providing combina-

Introduced by tions of services provided by extended care Campbell (by facilities, nursing homes, personal care homes request) and boarding homes; defines "registered facil-
ity" and provides for registration annually with the state department of health.

Amends § 69-5201.
Adds § 69-5219.1.
No effective date.

March 10.

CHAPTER 291....deletes the provision that the four appointed HB 179 members of the state soil conservation com-
mittee must be farmers; allows soil conserva-

Introduced by tion districts to conduct soil, vegetation E. Smith and and water resources conservation projects on
others land within their districts upon consent of owners; allows such districts to borrow money, issue bonds and collect fees for services; pro-
vides for special assessments and maximum regu-
lar levy of 3 mills by county commissioners for such districts; provides for creation of project

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areas.

Amends §§ 76-104, 76-108, 76-201, 76-205 -
76-210, 76-215, 76-216.

No effective date.

March 10.

CHAPTER 292....relates to classification of property for
HB 284 taxation; includes telephone companies, ex-

Introduced by cities and towns having a population of 800
East and or less and with average circuit miles for
others each station of more than 1-1/4 miles, in class
two; increases the valuation of improvements
on real property and owner-occupier income
limitations in class 8.

Amends § 84-301.

Effective upon passage and approval. March 10.

CHAPTER 293....creates a commission for the study of reorgani-
HB 610 zation of the executive branch of the state

Introduced by government consisting of nine members; the gov-
Ulmer and ernor, four members of the house (two from each
others party), four members of the senate (two from
each party); appropriates \$127,509 for such
commission.

Section 4 (creating commission) effective
upon passage and approval.

March 10.

CHAPTER 294....allows the temporary transfer of an inmate of
HB 61 the state prison to the Warm Springs state

Introduced by hospital for treatment or evaluation, such trans-
Swan and fers to be authorized only by the department of
others institutions upon recommendation of the warden
and superintendent of the hospital.

Amends § 80-1908.

Effective upon passage and approval. March 11.

CHAPTER 295....extends exceptions in section 11-614, relating
HB 109 to the platting, surveying and certification of

Introduced by small and irregularly shaped tracts before sale,
Dye (by to include state highways; provides such state
request) highway sales or transfers may be made by refer-
ence to the plat or plan and the numbers of the
lots and blocks or parcels; provides for size,
recording and expense of such plans or plats.

Amends § 11-614.

Effective upon passage and approval. March 11.

CHAPTER 296....increases the tax per 31 gallon barrel of beer
HB 138 from \$1.50 to \$3.00 for the biennium ending

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Introduced by June 30, 1971; provides all revenue received
Hall from taxes on beer over and above \$1.50 per
31 gallon barrel shall be deposited to the
credit of incorporated cities and towns to
be expended for state purposes such as law
enforcement, maintenance of the transporta-
tion system, and public health.

Amends §§ 4-317, 4-324, 4-347.
No effective date.

March 11.

CHAPTER 297....provides that the maximum annual salary of a
HB 152 mayor must be fixed by ordinance in all classes
of cities; deletes requirement that the sal-
aries of aldermen must be fixed by ordinance.

Introduced by Nugent and
others

Amends § 11-725.
No effective date.

March 11.

CHAPTER 298....increases the minimum wage for policemen
HB 164 in first class cities from \$400 to \$525 per
month; increases for second class cities from
\$400 to \$475.

Introduced by Scott and
others

Amends § 11-1832.
No effective date.

March 11.

CHAPTER 299 .. requires the highway commission to provide
HB 247 for the payment of future operation and main-
tenance costs of irrigable lands cut off from
project or drainage districts by lands ac-
quired for highway purposes.

Introduced by Egan and
others

Amends § 32-3916.
Effective upon passage and approval. March 11.

CHAPTER 300....prohibits the business of "debt adjusting"
HB 290 and provides that persons engaging in such
business shall be guilty of a misdemeanor
subject to a maximum fine of \$500 or imprison-
ment for six months or both; provides exemp-
tions for certain persons and corporations
legally involved in debt adjusting.

Introduced by Nyquist and
others

Effective upon passage and approval. March 11.

CHAPTER 301....allows cities or towns, after passage of a
HB 292 resolution of intent and notice, to sell or
trade property to any county or political sub-
division without an ordinance, public notice,
public auction, bids or appraisal.

Introduced by Stratton and
Harrison

No effective date.

March 11.

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- CHAPTER 302....allows counties, after passage of a resolution of intent and notice, to sell or trade property to any city, town or political subdivision without ordinance, public notice, public auction, bids or appraisal.
- Introduced by Stratton and Harrison
- No effective date. March 11.
- CHAPTER 303....establishes a Montana commission on alcohol and drug dependence in the state department of health, such commission to consist of 14 members, seven appointed by the governor, the others heads of departments of health, mental hygiene, public welfare, institutions, highway patrol, public instruction and vocational rehabilitation; provides duties of commission.
- Introduced by Christiansen and others
- No effective date. March 11.
- CHAPTER 304....authorizes county commissioners to create special improvement districts for the purpose of building, constructing or purchasing devices intended to protect the safety of the public from open ditches carrying irrigation or other water; excludes owners of open ditches for the purpose of assessment to support such districts; provides such protective devices shall not be constructed so as to hinder operation and maintenance of ditches.
- Introduced by Nugent and Fagg
- Amends § 16-1601 (2).
No effective date. March 11.
- CHAPTER 305....relates to classification of property for tax purposes, includes telephone companies furnishing telephone communications exclusively to rural areas and cities and towns of less than 800 persons and providing the average circuit miles for each station on the system is more than 1-1/4 miles, in class two; increases the valuation of improvements on real property and owner-occupier income limitations in class eight.
- Introduced by Watt and others
- Amends §§ 84-301, 84-302.
Effective upon passage and approval. March 11.
- CHAPTER 306....authorizes cities and towns to create special improvement districts for the building, constructing, purchasing and maintaining devices intended to protect the public from open ditches carrying water, deletes provision that
- Introduced by Nugent and Fagg

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such ditches must terminate within the limits of cities and towns; provides such protective devices shall provide access to and not hinder the operation and maintenance of ditches; exempts owners of open ditches from assessment to support or maintain such devices.

Amends §§ 11-4001 - 11-4003, 11-4006.

No effective date.

March 11.

CHAPTER 307....raises the maximum prices for the publication of legal notices required by law of state agencies: a. Folio of 100 words or less from

HB 381
Introduced by Harrison and Lombardi
\$2.00 to \$2.25 for first insertion; from 90 cents to \$1.25 for each subsequent insertion; b. for rule and figure work, from \$3.00 to \$3.75 for folio of 100 words or less for the first insertion, from 90 cents to \$1.25 for each subsequent insertion.

Amends § 82-1149.

No effective date.

March 11.

CHAPTER 308....increases from one-fourth to one-half of the holders of all the voting shares of a business corporation needed to call a special meeting.

HB 388
Introduced by Mather and others

Amends § 15-2226.

No effective date.

March 11.

CHAPTER 309....relates to business corporations; provides that the entire board of directors may be removed by a vote of two-thirds (rather than a majority)

HB 389
Introduced by Mather and others
of the voting shareholders, unless otherwise provided by the articles of incorporation or by-laws; if the corporation has fewer than 100 shareholders, the entire board of directors will be removed by a vote of a majority of the shares then entitled to vote.

Amends § 15-2236.

No effective date.

March 11.

CHAPTER 310....repeals the state "Eugenical Sterilization Law".

HB 404
Introduced by Cranston and Speare
Repeals §§ 38-601 - 38-608.
Effective upon passage and approval. March 11.

CHAPTER 311....requires the highway commission to fence highways that run through open range where live-stock present a hazard to the safety of motorists; defines "open range" and allows the high-

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- Introduced by way commission to designate such areas.
Pat Williams
and others No effective date. March 11.
- CHAPTER 312....increases from 1/4 of 1% to 1/2 of 1% the tax
HB 445 on fire insurance premiums for maintenance of
the state fire marshal's office.
- Introduced by
Himsl and
others Amends § 82-1231.
No effective date. March 11.
- CHAPTER 313....provides for the financial administration
HB 448 of interlocal cooperative agreements that
involve school districts under the provisions
Introduced by of Chapter 49, Title 16, R.C.M. 1947.
Bardanouve No effective date. March 11.
- CHAPTER 314....provides for the regulation of the possession
HB 453 and sale of dangerous drugs in the state, defining dangerous drugs, defining who may lawfully sell and possess same, provides penalty for fraudulently obtaining or altering labels of dangerous drugs, provides for enforcement of unlawful sale and possession, authorizes state board of pharmacy to regulate, license and supervise, and designate other dangerous drugs after proper notice and hearing; excludes trial jurisdiction in justices' courts in cases commenced under this Act except to act as examining and committing courts and to conduct preliminary hearings; repeals the Uniform Drug Act, § 54-112 of which prohibited issue of a warrant for the search of a private dwelling.
- Introduced by
Lucas and
others Amends § 95-302.
Repeals §§ 27-724, 27-725, 54-101 - 54-128 ("Uniform Drug Act"), 94-35-123, 94-35-148, 94-35-199.
Effective upon passage and approval. March 11.
- CHAPTER 315....provides that the state board for vocational
HB 482 education shall apportion state and federal funds for vocational education ⁱⁿ accordance with the directives of the state legislature and applicable Acts of Congress.
- Introduced by
Harlow and
others Amends § 75-4246.
No effective date. March 11.
- CHAPTER 316....relates to the titles of members of the staff
HB 483 of the superintendent of public instruction, providing for the appointment of one or more

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Introduced by assistant superintendents, one of whom may be Harlow and designated as assistant superintendent for others vocational education and provides for the appointment of an elementary supervisor.

Amends § 75-1303.
No effective date.

March 11.

CHAPTER 317....relating to acceptance of Acts of Congress
HB 484 for promotion of vocational education, de-

letes reference to Acts that have been re-pealed by Congress and inserts reference to
others
Acts currently in force.

Amends § 75-4241.
No effective date.

March 11.

CHAPTER 318....repeals § 75-4243 which provided for an
HB 485 advisory committee for vocational education.

Introduced by Repeals § 75-4243.
Harlow and No effective date.

March 11.

CHAPTER 319....expands the duties of the co-ordinator of
HB 494 Indian affairs to include in rehabilitation

programs for Indian citizens those who reside off known reservations; deletes the provision that before the board of examiners shall approve any salary increase for the co-ordinator, it shall review the salaries of comparable positions in state government, other states and private industry.

Amends §§ 82-2701 - 82-2703.
No effective date.

March 11.

CHAPTER 320....provides for the adoption of orderly proce-dures for establishing desirable employment practices for registered professional and

Introduced by licensed practical nurses employed in health Fasbender and care facilities; establishes procedures for others developing employment standards; provides rule making authority in the state board of health.

No effective date.

March 11.

CHAPTER 321....provides for the support of the government
HB 525 of Montana for the years 1969 and 1970.

Introduced by Effective upon passage and approval. March 11.
Goan and
Mather

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CHAPTER 322....increases salaries of district judges to
HB 85 \$19,000 per year from \$15,000.

Introduced by Amends § 93-303.
Lucas and No effective date.
others

March 12.

CHAPTER 323....increases the salary of the chief justice
HB 521 of the supreme court to \$22,500 from \$18,500;
justices of supreme court to \$21,000 from
Introduced by \$17,000; railroad commissioners to \$11,550
Wayrynen and from \$10,500; clerk of supreme court to
Harrison \$11,500 from \$9,000.

Amends § 25-501.
No effective date.

March 12.

CHAPTER 324....increases to 9% from 6% per annum the in-
HB 100 terest rate for failure to remit corpora-
tion license taxes when due.

Introduced by Amends § 84-1505.
Spahr Effective as to taxable years ending on
and after Dec. 31, 1968.

March 13.

CHAPTER 325....changes the method of computing the average
HB 136 number belonging for participation in the
foundation program and equalization fund by
community colleges; states it shall be de-
termined by dividing the total number of
eligible credits taken by eligible students
by 30; defines eligible credits and eligible
students; provides a community college shall
be considered a school district for purposes
of using schoolrooms for adult education
classes and tax levy therefor.

Amends § 75-4425.
No effective date.

March 13.

CHAPTER 326....provides for the registration, exemptions,
HB 137 transfer of ownership and operation of snow-
mobiles; establishes certificates of ownership,
fees and charges; defines unlawful operation;
puts registration in registrar of motor vehicles
and enforcement in state fish and game commis-
sion; provides penalties for violations.

No effective date.

March 13.

CHAPTER 327....provides that the state department of public
HB 182 welfare, if necessary to conform with the United
States Social Security Act, may issue rules and

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Introduced by Himsl regulations to the county welfare departments requiring the use of the declaration method, in such form as the state department may prescribe, for the purpose of determining eligibility, regardless of any other investigative provisions under this Act, and for all types of assistance.

Amends § 71-242.
No effective date.

March 13.

CHAPTER 328....allows the state board of equalization to
HB 274 waive the 25% penalty for failure to file
crude oil statement if reasonable cause for
such failure is provided to the board.

Introduced by Cranston and others

Amends § 84-2209.
No effective date.

March 13.

CHAPTER 329....establishes a policy for the making of premium rates for workmen's compensation insurance issued under plans No. 2 and No. 3 of the

Introduced by Harrison

Workmen's Compensation Act, and to insurance or guaranty by surety insurers of the obligations of employers under the Workmen's Compensation Act; provides for rate making factors, rate standards and uniformity of rates; provides for filing and regulation by commissioner of insurance; declares that the public welfare is served by the making of premium rates in concert and that the review by the state of the rates so made is necessary and desirable in the public interest.

Amends §§ 92-1101, 92-1104, 92-1105.
No effective date.

March 13.

CHAPTER 330....establishes within the department of agriculture an agricultural marketing coordinator and empowers him to analyze, advise and make

Introduced by Melcher and others

necessary recommendations in the field of agricultural marketing.

No effective date.

March 13.

CHAPTER 331....requires boards of county commissioners to publish notice for bids for any purchases of

Introduced by Melcher and others

automobiles, trucks, other vehicles, road machinery, apparatus, appliances, equipment, materials or supplies of any kind for which must be paid a sum in excess of \$4,000; requires notice for bids for construction of any building in excess of \$2,000.

Legislative Review 1969

Amends § 16-1803.
No effective date.

March 13.

CHAPTER 332....creates a state board of eugenics to be
HB 376 composed of two physicians, one lawyer,
three lay members and the director of the
department of institutions, sets forth
powers and duties of such board; provides
for voluntary sterilization in certain cases.

Introduced by Cranston and others
Effective upon passage and approval. March 13.

CHAPTER 333....broadens the powers of volunteer fire dis-
HB 466 tricts to permit contracts with public or
private parties to extend fire protection
to property within five miles of such dis-
district's farthest limits, all monies received
from such contracts to be deposited in county
treasurer's office to be credited to the fire
district holding such contracts.

Introduced by Brownlee and others
Amends § 11-2010.
Effective upon passage and approval. March 13.

CHAPTER 334....amends section relating to alteration or
HB 497 forgery of certificate of title or assignment
thereof to specify any motor vehicle certi-
ficate of title.

Introduced by Kosena (by request)
Amends § 53-136.
No effective date. March 13.

CHAPTER 335....changes the percentage of votes necessary to
HB 499 be cast in favor of bonded indebtedness for
county water and sewer districts from 66-2/3%
to 60%.

Introduced by Fagg and others
Amends § 16-4522.
Effective upon passage and approval. March 13.

CHAPTER 336....creates an earmarked revenue fund to be called
HB 503 the "motorboat certificate identification ac-
count"; provides that all fees deposited in
such account be used only for the administra-
tion and enforcement of Title 69, Chapter 35,
R.C.M. 1947, pertaining to motorboat and vessel
regulations; requires the fish and game com-
mission to enforce such regulations.

Amends §§ 69-3504, 69-3517.
No effective date.

March 13.

Legislative Review 1969

CHAPTER 337....enacts the "Open-Space Land Act", for the acquisition and designation of real property by the state, counties and municipalities of such property for use as permanent open-space land to encourage more economic and desirable urban development, to provide for parks, recreational, historic and scenic areas and conserve land; provides powers and duties of public bodies to acquire such property.

Introduced by
Fagg and
others

No effective date.

March 13.

CHAPTER 338....a comprehensive revision of the laws regulating the practice of medicine within the state, entitled "The Medical Practice Act".

Introduced by
Cashmore

Repeals §§ 66-1001 - 66-1009.

Effective upon passage and approval. March 13.

CHAPTER 339....adds driving while knowingly or willingly under the influence of any drug to a degree which renders the driver incapable of safely driving a motor vehicle one of the offenses for which

Introduced by
Laas and
others

the driver's license may be suspended or revoked for a period of 60 days for the first offense, provides for subsequent offenses; makes one year the revocation period for all mandatory revocations under § 31-146.

Amends § 31-149.

No effective date.

March 13.

CHAPTER 340....authorizes the donation of all or part of a human body after death, provides regulations governing such donations, is the "Uniform

Introduced by
Cashmore

Anatomical Gift Act."

Repeals §§ 69-2311 - 69-2314.

No effective date.

March 13.

CHAPTER 341....provides a Safety Code for the state of Montana under the supervision of the industrial accident board, establishes a department of safety,

Introduced by
Cashmore and
others

provides for a safety director to be appointed by the industrial accident board; prescribes methods for enforcement and administration of the Act.

Amends § 92-101.

Repeals §§ 41-1701 - 41-1707, 92-1201 - 92-1210,
92-1214 - 92-1222.

No effective date.

March 13.

Legislative Review 1969

CHAPTER 342....sets the minimum wage for firemen in cities
HB 200 of the first class at \$525 per month plus
1% of that sum for each additional year of
service and \$475 per month for firemen in
Introduced by Cranston and cities of the second class, plus 1% of that
others sum for each additional year of service.

Amends § 11-1932.
No effective date.

March 13.

CHAPTER 343....allows an inheritance tax exemption on prop-
erty of the value of \$20,000 when transferred
HB 262 to the husband of decedent (increased from
Introduced by \$10,000) and on property of the value of
Murphy \$5,000 transferred to each minor child of a
decedent, \$2,000 to each child who has attained
majority, and other persons.

Amends § 91-4414.
No effective date.

March 13.

CHAPTER 344....relates to drawings for elk permits, providing
HB 359 that they shall be held in the city or town
which has suitable accomodations for the per-
Introduced by sons who will attend nearest to the area to be
Perry and hunted but in no case in a city or town more
others distant than the county seat nearest the area
to be hunted.

Amends § 26-104.
No effective date.

March 13.

CHAPTER 345....enumerates and describes geographically a list
HB 450 of streams, the unappropriated waters of which
may be appropriated by the fish and game com-
mission in such amounts as may be necessary to
Introduced by maintain stream flows for the preservation of
Murphy and fish and wildlife habitat; excepts future app-
Ulmer propriations for municipal and individual water
supplies.

Amends § 89-801.
No effective date.

March 13.

CHAPTER 346....raises to 5-1/2% from 5% the annual tax on
HB 558 gross earnings of freight line companies.

Introduced by Christiansen Amends §§ 84-4819, 84-4820.
Effective for all taxable years
commencing after Dec. 31, 1968.

March 13.

Legislative Review 1969

CHAPTER 347....relates to filing of income tax returns, requires the consent of the state board of equalization for spouses to file separate

Introduced by HB 98
Spahr
returns after the time for filing of the return of either has expired, if a joint return has been filed for a taxable year; raises from 6% to 9% the interest on delinquent payments; raises the minimum penalty for unintentional failure to make a return from \$2.00 to \$10.00 and from \$2.00 to \$25.00 for intentional failure.

Amends §§ 84-4914, 84-4924.

Effective as to taxable years ending on and after Dec. 31, 1968.

March 14.

CHAPTER 348....requires that all motorboats or vessels on the waters of this state propelled by machinery of more than eight horsepower

Introduced by HB 117
Zimmer and others
shall be numbered (lowers horsepower from ten to eight); lowers from \$3.00 to \$1.00 the fee required when applying for such motorboat number; requires renewal of certificate of number annually instead of every three years; requires the state board of equalization to issue a pair of decals with all new certificates of number and renewals thereof; provides for style, design and placement of such decals.

Amends §§ 69-3503, 69-3504.

Effective upon passage and approval.

March 14.

CHAPTER 349....relates to control of refuse disposal areas; changes control of such areas from the "state board of health" to "state department of

Introduced by HB 159
Feda and others
health"; provides for inspection and approval of plans for creation of refuse disposal areas; limits landowners to disposal of only "his own" garbage on his own land.

Amends §§ 69-4004, 69-4005, 69-4007 - 69-4009.

No effective date.

March 14.

CHAPTER 350....creates a schedule of annual vacation leave for public employees:

Introduced by HB 236
Harrison and others
1 year to 10 years-----1-1/4 days per month
10 years to 15 years----1-1/2 days per month
15 years to 20 years----1-3/4 days per month
20 years or over-----2 days per month;
provides annual vacation leave may be accumulated not to exceed 30 days.

Legislative Review 1969

Amends §§ 59-1001, 59-1002.
No effective date.

March 14.

CHAPTER 351....
HB 271

Introduced by
Fagg and Feda

provides that recipients of assistance payments for dependent children who refuse or fail to accept employment or training or who are not using such payments in the best interest of the children may be replaced by another person found to be interested in or concerned with the welfare of such needy child or children in accordance with rules and regulations of the state public welfare department; providing that bond equal to six times the amount of the monthly payment involved shall be furnished by such other person.

Amends § 71-509.
No effective date.

March 14.

CHAPTER 352....
HB 303

Introduced by
Stratton and
others

relates to the Montana dentistry regulation Act; provides for yearly report to the governor; raises the fee for application for examination from \$25 to \$50; provides examinations be held at least once a year; lowers fee for certificate for successful examinees from \$25 to \$15; provides applicant failing to pass first examination may take subsequent ones upon payment of \$25 for each exam; raises from \$5.00 to \$10 the fee for replacement of lost certificates; increases annual license fee from \$7.00 to \$10; provides per diem for board members; increases grounds for revocation or suspension of dental licenses; raises license fees of dental hygienists; amends reciprocity requirements for admission of hygienists; authorizes state board to adopt rules governing auxiliary personnel.

Amends §§ 66-904 - 66-906, 66-909, 66-910,
66-913, 66-917, 66-920 - 66-924.

No effective date.

March 14.

CHAPTER 353....
HB 324

raises from \$2.00 to \$5.00 the annual license fees of physical therapists.

Introduced by
Cashmore

Amends § 66-2508.
No effective date.

March 14.

CHAPTER 354....
HB 344

Introduced by
Pierce and
others

excepts trailers having an unladen weight of less than 500 pounds from those vehicles for which dealers must apply for a license; provides that the Montana highway patrol (rather than the sheriff of the county) shall verify

Legislative Review 1969

data on applications for dealer's licenses; raises dealer's bond to be filed with application from \$1,000 to \$5,000 and provides for annual renewal of such bond; provides method of numbering dealer's plates; provides minimum fine of \$250 and maximum of \$500 for violation.

Amends § 53-118.
No effective date.

March 14.

CHAPTER 355....increases gasoline license tax from 6-1/2 cents to 7 cents per gallon, such increase to be effective from July 1, 1969 to July 1, 1971; provides for allocation of funds collected under the gasoline license tax; provides that none of such funds shall be used for purchase of capital equipment.

Amends §§ 84-1801.1, 84-1840.
No effective date.

March 14.

CHAPTER 356....raises the minimum monthly salary of chief's of police in first class cities from \$450 to \$650.

Introduced by Amends § 11-1815.
Hall No effective date.

March 14.

CHAPTER 357....authorizes the state board for vocational education to transfer title to buildings and/or lands financed in whole or in part by the state to school districts for post-secondary vocational-technical education.

Introduced by Cranston and Harlow
No effective date.

March 14,

CHAPTER 358....raises from 2-1/4% to 2-3/4% the tax on net insurance premiums for the calendar years 1969 and 1970.

Introduced by Romney
Amends § 40-2821.
No effective date.

March 14.

CHAPTER 359....increases the oil producers' license tax from 2% to 2.1% on the first 450 barrels, from 2.1/2% to 2.65% for gross over 450 barrels; provides for payment of said tax in full by the person required to pay and for settlement thereafter with other owners of the gross proceeds.

Amends § 84-2202.
Effective for all taxable years commencing after Dec. 31, 1968.

March 14.

Legislative Review 1969

- CHAPTER 360....updates the state estate tax imposed upon
HB 608 the transfer of all estates which are sub-
ject to federal tax by substituting "Internal
Introduced by Revenue Code of 1954" for "United States
Lucas and Revenue Act of 1926".
Hall
- Amends § 91-4411.
Effective upon passage and approval. March 14.
- CHAPTER 361....enacts a Uniform Agricultural Seed Law, de-
HB 222 fines seeds and regulates the sale and label-
ing of seeds; provides for exceptions of
Introduced by certain seeds and deletes seeds sold by pro-
Kolstad and cessors of sugar beets to growers from excep-
others tions.
- Amends § 3-803.
Repeals §§ 3-801, 3-802, 3-816 - 3-819.
No effective date. March 14.
- CHAPTER 362....provides for regulation of insurance rates
HB 277 to the end that they shall not be excessive,
inadequate or unfairly discriminatory; author-
izes qualified rating organizations and ad-
visory organizations to be available to all
admitted insurers and authorizes cooperation
between insurers in rate making and other
related matters.
- Repeals §§ 40-3601 - 40-3633.
No effective date. March 14.
- CHAPTER 363....provides for the licensing of nursing home
HB 382 administrators; creates a state board of exam-
iners for nursing home administrators, fixing
membership, prescribing powers, duties and
functions; creates an earmarked revenue fund
for deposit of license fees.
- Effective January 1, 1970. March 14.
- CHAPTER 364....allows an optional basis to school districts
HB 398 for consolidation or annexation with or with-
out the assumption of bonded indebtedness;
provides procedure.
- Amends § 75-1813.
Effective upon passage and approval. March 14.
- CHAPTER 365....provides that any member of the teaching or
HB 415 administrative staff of a public school may
open the school day with a prayer.
- Introduced by Murphy and others
No effective date. March 14.

Legislative Review 969

CHAPTER 366....establishes statewide building construction standards; creates a state building code council; provides for rules and regulations.

Introduced by
Ulmer and
others

Amends §§ 66-2416, 66-2802, 69-4117, 69-5212, 69-5213, 69-5216, 82-1202, 82-1202.1, 82-1202.2. Repeals §§ 66-2424, 66-2818, 69-2101 - 69-2103, 69-3701 - 69-3719, 75-3103.

No effective date,

March 15.

CHAPTER 367....provides for a "Unitary Method" of airline flight property assessment by the state board of equalization.

Introduced by
Fasbender and
others

Amends §§ 84-6401, 84-6404.

Effective upon passage and approval. March 15.

CHAPTER 368....provides for the codification and general revision of the election laws of Montana.

Introduced by
Dzivi

Repeals §§ 23-101 - 23-106, 23-201, 23-202, 23-301 - 23-311, 23-401 - 23-407, 23-501, 23-501.1, 23-502 - 23-534, 23-601 - 23-604, 23-604.1, 23-604.2, 23-605 - 23-612, 23-701 - 23-713, 23-801 - 23-820, 23-901 - 23-929, 23-931, 23-933 - 23-936, 23-1001, 23-1008, 23-1009, 23-1101 - 23-1107, 23-1109 - 23-1117, 23-1201 - 23-1228, 23-1301, 23-1302(1), 23-1302(2), 23-1303, 23-1303.1, 23-1304 - 23-1321, 23-1401-23-1406, 23-1501 - 23-1503, 23-1601 - 23-1608, 23-1608A; 23-1609-23-1618; 23-1701-27-1715, 23-1801-23-1808; 23-1812-23-1819; 23-1901-23-1904; 23-2001-23-2012; 23-2014; 23-2101-23-2111, 23-2201-23-2206; 23-2301 - 23-2323; 23-2401 - 23-2411; 23-2501 - 23-2507.

No effective date.

March 15.

CHAPTER 369....enacts the "Distributor's Gasoline License Tax Act"; provides for payment of tax by distributors, establishes a refund procedure; licenses gasoline distributors; empowers the state board of equalization to provide regulations; provides for enforcement and penalties.

Introduced by
Dye and Goan

Repeals §§ 84-1801 - 84-1811, 84-1813, 84-1814, 84-1818 - 84-1823, 84-1828, 84-1829.

No effective date.

March 17.

CHAPTER 370....provides a tax upon the possession or other beneficial use enjoyed by any private individual, association, or corporation of any property, real or personal, which for any reason is exempt from taxation; provides exceptions;

Introduced by
Fasbender and
others

Legislative Review 1969

fixes rate of taxation and credit against tax; provides for assessment, collection and distribution and penalties for failure to pay; preserves constitutional exemption.

Effective upon passage and approval. March 17.

CHAPTER 371....appropriates \$35,000 to the state controller for repair of the governor's old mansion and authorizes the board of examiners to lease it to the City of Helena.

Introduced by Loble and others No effective date. March 17.

CHAPTER 372....appropriates \$2,600,000 from the earmarked revenue fund to Montana State University for the construction of physical education, athletic and recreational facilities; provides for a special student fee of \$6.50 per academic quarter for the earmarked revenue fund and provides that construction shall begin only upon approval of the regents of the university system and the affirmative vote of a majority of the student body voting upon the issue.

Introduced by McCulloch and others No effective date. March 17.

CHAPTER 373....appropriates monies to the fish and game commission and the highway department for capital projects for the biennium ending June 30, 1971.

Introduced by Rygg and others No effective date. March 17.

CHAPTER 374....appropriates monies for state agencies and institutions for capital and repair projects for the biennium ending June 30, 1971; authorizes the sale of \$14,000,000 worth of building bonds, proceeds to be transferred to the "long-range building program account, bond proceeds and insurance clearance fund"; authorizes transfer of \$1,525,000 in federal funds to the long-range building program account, and appropriates \$1,500,000 for the purchase of the highway commission land and building, capital complex.

Introduced by Rygg and others No effective date. March 17.

CHAPTER 375....authorizes the state board of examiners to borrow \$2,000,000 for land acquisition for public buildings at the state capitol, for remodeling the state capitol building and for construction of the supreme court and law library building.

Introduced by Cranston and others No effective date. March 17.

Legislative Review 1969

No effective date.

March 17.

CHAPTER 376....creates a legislative fiscal review committee,
SB 177 four members of the house and four members of
the senate.

Introduced by

Thiessen and Effective upon passage and approval. March 19.
others

CHAPTER 377....provides for issue and sale of bonds not ex-
HB 615 ceeding \$4,675,077 for purpose of acquiring
site and building a highway commission head-

Introduced by quarters building and complex.

Cranston

Effective upon passage and approval. March 19.

CHAPTER 378....appropriates \$45,000 from the agricultural
HB 618 experiment account 2115 in the earmarked

Introduced by revenue fund to the board of examiners for
Rygg and Dye the biennium ending June 30, 1971, for the
acquisition of real property in Gallatin and
Flathead counties.

Authority to purchase lands effective
upon passage and approval.

March 19.

Legislative Review 1969

HOUSE JOINT

RESOLUTION No. 3....that the Superintendent of Yellowstone National Park and various Montana veteran, wild life and sportsmen organizations reach an agreement whereby members will be available to a call of the superintendent to be deputized as park rangers to assist regular park rangers in reducing the elk population in the park to safe and sustainable numbers.

4....that the fight site of Meriwether Lewis and his men with Blackfeet Indians on the south bank of Two Medicine River on the Blackfeet Indian Reservation and the surrounding area evidence ancient marine and animal life and Indian cultures be designated as both a historical landmark and national monument.

5....consents to the construction of a Creative Arts Facility--Phase I at Montana State University.

6....to the Montana Congressional Delegation asking that the secretary of the treasury be directed to forward to the State of Montana all unclaimed and unpaid deposits in the discontinued United States postal savings system, plus interest, in which the State of Montana is interested.

8....requests the Montana highway commission to designate as primary highway the portion of the Bainville to Fort Union road that lies in Montana.

9....establishes as the intent of the Legislative Assembly that the State of Montana shall adopt at the earliest feasible date a basis of accounting that is in accordance with generally accepted governmental accounting principles that take into account the accrual or modified accrual basis of accounting where applicable; asks the Governor to include in the 1971-73 budget supplemental financial information to show the effect of

Legislative Review 1969

HOUSE JOINT

RESOLUTION No. 9....adopting this change effective July 1, 1971, and asks the State Controller to inventory all statutes in conflict with this intent and recommend changes to the forty-second legislative assembly.

10....urges all institutions and agencies of the State of Montana to consider and advocate the use of Montana products and materials when planning and constructing a public building or structure.

11....requests the legislative council to prepare legislation providing for a Viet Nam honorarium.

12....directing the Governor's council on natural resources, with the assistance of the legislative council, to make a study of the feasibility of acquiring state land in the Smith River Canyon in Meagher and Cascade counties for the purpose of establishing the Smith River Recreational Park.

14....directed to the Governor, the State Highway Commission, Bureau of Public Roads and to the Montana Congressional Delegation requesting that Highway 16 from Glendive via Sidney, Culbertson, Plentywood and Port of Raymond be designated as the interstate connection with the province of Saskatchewan.

16....declares that the facilities of the Galen State Hospital be fully utilized; requests the Board of Institutions to study methods of such utilization, including consideration of persons now at Warm Springs for alcohol rehabilitation be relocated at Galen while retaining control of therapy under Warm Springs; if such plan is determined feasible the Board is requested to proceed without delay.

Legislative Review 1969

HOUSE JOINT

RESOLUTION No. 17....legislative consent to the completion of the air conditioning and heating control units and modification of the fourth floor for the library at Montana State University, subject to the availability of funds.

18....legislative consent to the addition to and renovation of the Student Health Center at Montana State University, subject to the availability of funds.

19....legislative consent to the renovation of the Health Service Building at the University of Montana, subject to the availability of funds other than appropriated funds from regular state revenues for state operations.

20....consents to an addition to and renovation of the field house at the University of Montana.

21....to Congress, the U.S. Army Corps of Engineers and the Montana Fish and Game Commission urging greater cooperation to obtain a suitable aquatic environment in Fort Peck Reservoir and requesting the corps of engineers to minimize damage to fish and wildlife habitat during project construction.

22....asks the Governor to appoint a task force to study the complex conditions of Montana's Indians and suggest a course of action to the forty-second legislative assembly.

25....consents to the construction of an office building as an investment by the teachers retirement board.

26....to Boards of County Commissioners and incorporated cities and towns requesting review of the feasibility of joint use of facilities, space, equipment and personnel with the

Legislative Review 1969

HOUSE JOINT

RESOLUTION No. 26....objective of effecting greater economy and avoiding duplication.

27....to the Montana Congressional Delegation and to the secretary of agriculture asking that appropriate changes be made in federal statutes so that Montana meats, inspected under state inspection which has been approved as equal to federal inspection standards, may be shipped in interstate commerce.

29....requests the state superintendent of public instruction to compile a report on the potential of, benefits of, and problems associated with programs of shared services and report findings to the legislative council.

30....requests the national park service to advertise, erect signs and information posts and otherwise emphasize the importance of the Chief Joseph Battleground at the site of the battle of the Bear's Paw.

31....to the Montana Congressional Delegation and other federal officials connected with the administration of public lands asking that Congress enact legislation permitting 25% of the gross sales of national forest products to be deposited in the funds of the county where the products are grown to replace the tax loss to the counties wherein these lands are located.

33....to the Montana Congressional Delegation, the Secretary of the Dept. of Health, Education and Welfare and the Secretary of the Interior urging that action be taken to forestall and reverse the contemplated change in policy by the federal government regarding reimbursement payments to the state for indigent Indian patients in state institutions.

Legislative Review 1969

SENATE JOINT

RESOLUTION No. 2....for a study of the organization, procedures and operation of the railroad commission, ex officio public service commission, to be conducted by the legislative council, the council to submit a written report of its findings, recommendations and implementing legislation, if necessary, to the forty-second legislative assembly.

3....to the Congress urging the federal government to establish a multistate vocational education center at the site of the former Glasgow Air Force Base.

4....for the preparation of a formal revision of the laws pertaining to public schools contained in Title 75 of the Revised Codes of Montana 1947 by the legislative council; also for a revision of the laws pertaining to the Montana University System.

5....requests the legislative council expand its study of property taxation conducted during the 1959-60 interim which was supplemented by its study of property taxation and the property classification law conducted during the 1963-64 interim, its study of taxation conducted during the 1965-66 interim and its study of the corporation license tax conducted during the 1967-68 interim and include in this expanded study conclusions regarding the equity of the present tax structure and any recommendations necessary to make taxation more equitable in Montana.

9....authorizes the Governor to appoint a commission to study the question of whether graduates of schools of osteopathy are or may be qualified to be permitted to take the examination now required for the practice of medicine in Montana.

10....to the Montana Congressional Delegation and

Legislative Review 1969

SENATE JOINT

RESOLUTION No. 10....the Chief of the United States Forest Service urging the preservation of natural scenic beauty as seen from Montana highways regarding clear cut timber sales.

11....requests the legislative council to conduct a study of programs and laws for the benefit of senior citizens and to make a comprehensive evaluation of such programs and laws.

12....requests the legislative council conduct a study of the feasibility and desirability of an administrative procedures Act and report its findings to the forty-second legislative assembly.

13....requests the legislative council to conduct a study of laws relating to the dairy industry with a view to the feasibility and desirability of consolidating under one state agency the present functions of several agencies now regulating the Montana dairy industry, including the department of agriculture, livestock sanitary board, state board of health, state board of food distributors, and milk control board, and report its findings and recommendations, together with any necessary legislation, to the forty-second legislative assembly.

14....to the President, the Montana Congressional Delegation and the Administrator of Veterans Affairs urging that funds be immediately allocated for the enlargement of the Veterans Administration Hospital at Fort Harrison.

15....to the President, the Montana Congressional Delegation, the Bureau of Indian Affairs and to the Secretary of Health, Education and Welfare requesting expansion of the aid now given by the federal government to the Navajo and Hopi Indians to all recognized tribes and nations.

Legislative Review 1969

SENATE JOINT

RESOLUTION No. 17....to the Montana Congressional Delegation stating that Montana, North Dakota, South Dakota, and Wyoming are now doing active planning for the development of water and related resources in order to achieve full resource potential, that additional time is needed to complete this planning and therefore until planning is completed there should be no interstate-interbasin transfer of waters from these four states.

18....requests that the Montana Water Resources Board continue to keep the legislative council informed of any plans for the allocation of water to be used to develop coal resources of the state and requests the council to compile any data necessary to keep informed on the use of water for the development of coal resources, and indicating that Montana is interested in maintaining legislative liaison with North Dakota, South Dakota, and Wyoming to promote cooperation in maintaining our pure environment.

19....to the Congress urging immediate provision of funds for the construction of a veterans administration domiciliary to be located at the Fort Harrison reservation adjacent to the existing veterans administration hospital facility.

20....to the Governor requesting creation of a commission to study the district courts as to number of judges and number of judicial districts and boundaries thereof.

22....requests the forty-first legislative assembly to designate a bi-partisan committee for the purpose of obtaining an adequate field training site for the 163rd armored cavalry regiment of the Montana National Guard.

Legislative Review 1969

SENATE JOINT

RESOLUTION No. 23....asks that the state entomologist take resolute steps to reduce the danger of diseases spread by mosquitos and asking that state agencies assist in this effort.

26....requests the legislative council to conduct a study of the feasibility and desirability of establishing a self-insurance fund for state owned property.

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STATE REPORTER

Box 749
Helena, Montana

KATHERINE ORCHARD

LEGISLATIVE REVIEW 1969 Extraordinary Session

- CHAPTER 1.....provides for the submission to the electors of Montana of an amendment to the Constitution adding a new section to provide that all executive and administrative offices, boards, bureaus, commissions, agencies and instrumentalities, except the office of governor, lieutenant governor, secretary of state, attorney general, state treasurer, state auditor, and superintendent of public instruction, shall be allocated by law among not more than 20 departments no later than July 1, 1973; provides that subsequently all new powers or functions shall be assigned to provide an orderly administrative organization; provides that temporary commissions may be established by law and need not be allocated within a principal department.
- Introduced by Mahoney and others
- No effective date. March 17.
- CHAPTER 2.....appropriates \$78,200 from the general fund for the biennium beginning July 1, 1969, to the bureau of business and economic research to perform a study of fiscal problems as they affect local government and the state; further creates an interim committee on fiscal affairs to direct the bureau in the performance of this study.
- Introduced by Hall and others
- No effective date. March 17.
- CHAPTER 3.....relates to school foundation program; provides for changes in financial schedules for the maximum general fund budgets for school districts, county high schools, and increases the basic county elementary and high school levies.
- Introduced by Cotton and others
- Amends §§ 75-1713.1, 75-4518.1, 75-3706, 75-3618, 75-4516.1.
Effective upon passage and approval. March 19.
- CHAPTER 4.....relates to unemployment compensation, provides for new bracketing in determination of high-quarter wages in the benefit schedule; increases minimum qualifying wages and maximum weekly benefit amount; reduces duration of number of
- Extraordinary SB 1
- Extraordinary HB 8
- Extraordinary SB 2
- Extraordinary HB 17

Legislative Review 1969
Extraordinary Session

Introduced by weeks equal to the number of weeks of disqualification; increases employer tax rate, East and adds new individual tax rates, requires notice others to employer of benefit claim before charging his account; deletes language no longer applicable.

Amends §§ 87-103, 87-104, 87-106, 87-109. Sections 1, 2 and 3 of Act (benefits) effective April 6, 1969, section 4 (contributions) effective April 1, 1969.

March 19.

CHAPTER 5.....increases electric energy producers' license Extraordinary tax for the two taxable years commencing April HB 10 1, 1969, from 1-1/4% to 1.438% on gross amount of sales of electricity.

Introduced by Amends §§ 84-1601, 84-1602.
Harlow Effective upon passage and approval. March 19.

CHAPTER 6.....increases the fee for motor carriers for the Extraordinary two taxable years commencing April 1, 1969, HB 11 from 1/2 of 1% to .575% on gross operating revenue.

Introduced by Amends § 8-127.
Christiansen Repeals § 8-128 (superseded by § 84-1902).
Effective upon passage and approval. March 19.

CHAPTER 7.....increases the telephone company license tax Extraordinary for the two taxable years commencing April 1, HB 12 1969, from 1-1/2% to 1.725% of the gross income in excess of \$250 quarterly.

Introduced by Amends §§ 84-2601, 84-2602.
Hall Effective upon passage and approval. March 19.

CHAPTER 8.....increases natural gas distributors' license Extraordinary tax for the two taxable years commencing January 1, 1969, from 1/2 a cent to .575 of a cent HB 13 for each 1,000 cubic feet.

Introduced by Amends § 84-2102.
Harlow and others Effective upon passage and approval. March 19.

CHAPTER 9.....provides that the metalliferous mines license Extraordinary tax for the two production years 1969 and 1970 HB 14 shall be .15 of 1% of the first \$100,000 of the gross value of the product; .575 of 1% of the amount between \$100,000 and \$250,000; .86 of

Legislative Review 1969
Extraordinary Session

Introduced by Watt and Pat Williams of 1% between \$250,000 and \$400,000; 1.15% between \$400,000 and \$500,000, and 1.438% over \$500,000.

Amends § 84-2004.

Effective upon passage and approval. March 19.

CHAPTER 10.....increases the state income tax on amounts Extraordinary over \$4,000 of taxable income, adds a 10% surtax; provides for monthly (rather than quarterly) payment by withholding agents to

Introduced by Fasbender and others board of equalization on payments to nonresidents.

Amends §§ 84-4902, 84-4903.5.

Repeals § 2, Ch. 5, Extraordinary Session Laws of 1967.

Tax increase effective as to all taxable years commencing Dec. 31, 1968.

Monthly payment of withholding effective as to payment periods beginning July 1, 1969.

Act effective upon passage and approval. March 19.

CHAPTER 11.....increases the corporation license tax for the Extraordinary two taxable years ending Feb. 28, 1969, and 1970, to 6-1/4% of net income; increases minimum tax to \$50 from \$10 (except small business corporations).

Introduced by Hall

Amends § 84-1501.

Effective upon passage and approval. March 19.

CHAPTER 12.....imposes a tax of 12-1/2% of the wholesale Extraordinary price on all tobacco products other than cigarettes.

Introduced by Bardanoue and Harlow

March 19.

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Sections amended or repealed in Extraordinary Session 1969

§ 8-127 amended.....	Ch. 6	§ 84-2601, 2602 amended Ch. 7
§ 8-128 repealed.....	Ch. 6	§ 84-4902, 4903.5 " Ch. 10
§§ 75-1713.1, 75-3618 amended	Ch. 3	§ 87-103, 104 " Ch. 4
75-3706, 75-4516.1 "	Ch. 3	§ 87-106 amended.....Ch. 4
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§ 84-1601, 84-1602 amended...	Ch. 5	Ex. Session 1967, § 2 of
§ 84-2004 amended.....	Ch. 9	Ch. 5 repealed.....Ch. 10
§ 84-2102 amended.....	Ch. 8	

That's all.

